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JOURNAL

OF THE

HOUSE PROCEEDINGS

OF THE

Fifth Legislative Assembly,

OF THE

Territory of Oklahoma.

Beginning January 10, 1899,, Ending March 10, 1899.

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Official Roster,

OFFICERS OF THE TERRITORY.

Governor—CASSIUS M. BARNES

Secretary—WILLIAM M. JENKINS.

Attorney General—HARPER S. CUNNINGHAM.

Treasurer—FRANK M. THOMPSON.

Superintendent of Public Instruction and Auditor—S. N. HOPKINS.

Oil Inspector—AMOS A. EWING.

Bank Commissioner—JOHN M. PUGH.

Superintendent of Public Health—L. HAYNES BUXTON.

Adjutant General—HARRY C. BARNES.

Territorial Librarian—GEO. H. DODSON.

Secretary of Board for Leasing School Lands—CHAS. H. FILSON.

Secretary to the Governor—FRED L. WENNER.

Assistant to Secretary—JAS. J. HOUSTON.

Delegate to Congress—DENNIS T. FLYNN.

THE BENCH.

Chief Justice—JOHN H. BURFORD.

Associate Justices—B. F. BURWELL,

BAYARD T. HAINER.

JOHN L. MCATEE.

CLIFTON F. IRWIN.

Clerk Supreme Court—BENJ. F. HEGLER.

United States Attorney—S. L. OVERSTREET.

United States Marshal—C. H. THOMPSON.

Members of the House,

DIST.	NAME.	POST OFFICE.	COUNTY
1	John H. Smith	Newkirk	Kay.
2	James Wilkin	Tonkawa	Kay.
3	Thomas H. Doyle	Perry	Noble.
4	Huston A. Thomas	Cleveland	Pawnee.
5	E. F. Clark	Stillwater	Payne.
6	W. F. Malley	Fouts	Lincoln.
7	John W. Scott	Clifton	Lincoln.
8	J. D. Combs	Avoca	Pottawatomie.
9	E. Duffy	Lexington	Cleveland.
10	J. C. Wails	Norman	Cleveland.
11	C. G. Jones	Oklahoma City	Oklahoma.
12	C. W. Olmsted	Kickapoo	Oklahoma.
13	J. W. Hadley	El Reno	Canadian.
14	Thomas R. Reid	El Reno	Canadian.
15	D. H. Van Kirk	Nesbit	Kingfisher.
16	Walter C. Stevens	Hennessey	Kingfisher.
17	W. H. Merten	Guthrie	Logan.
18	J. M. Holliday	Crescent	Logan.
19	Virgil A. Wood	Enid	Garfield.
20	C. F. McElrath	Enid	Garfield.
21	Fred S. Sherer	Lamont	Grant.
22	J. M. Hay	Medford	Grant.
23	E. E. Hartshorn	Cleo	Woods.
24	Philip Koch	Watonga	Blaine.
25	J. D. Ballard	Cloud Chief	Washita.
26	J. C. Williamson	Beaver	Beaver.

Officers of the House.

NAME.	OFFICE.	POST OFFICE.	COUNTY.
Thomas R. Reid	Speaker	El Reno	Canadian.
W. H. Merten	Speaker <i>Pro Tem</i>	Guthrie	Logan
C. M. Keiger	Chief Clerk	Jefferson	Grant
H. B. Gilstrap	Reading Clerk	Chandler	Lincoln.
C. H. De Ford	Sergeant-at-Arms	Oklahoma City	Oklahoma.
Thomas H. Soward	Enr. and Eng. Clerk	Perry	Noble.
A. B. Holliday	Messenger	Enid	Garfield.
P. F. Tyler	Door Keeper	Watonga	Blaine.
E. B. Rankin	Chaplain	Edmond	Oklahoma.
Florence Hadley	Secretary to the Speaker	Guthrie	Logan.

House Journal.

PROCEEDINGS OF THE HOUSE OF THE FIFTH LEGISLATIVE ASSEMBLY
OF THE TERRITORY OF OKLAHOMA.

First Day.

Guthrie, Oklahoma Territory,
Tuesday, January, 10, 1899.

This being the day fixed by law, and the hour of 2 o'clock p. m. having arrived, those declaring themselves elected members of the House of Representatives of the Fifth Legislative Assembly of the Territory of Oklahoma, met in the hall provided by the Secretary of the Territory and designated as "Representative Hall."

W. H. Merten, declaring himself to be a member-elect of said House, called the Assembly to order, and as a preliminary, called a roll of the names of those asserting and declaring themselves to be members-elect, to which all the members responded.

By invitation, Rev. Sherwood invoked divine blessing.

On motion of C. F. McElrath;

C. G. Jones was elected chairman of the temporary organization.

On motion,

W. C. Stevens was elected secretary of the temporary organization.

Thereupon the chairman declared the temporary organization of the House of Representatives to be complete and perfected.

As provided by law, a committee of five members was appointed as a committee on credentials, said selection resulting in the choice of three Republicans, one Democrat, and one Populist.

W. H. Merten, Republican, chairman, E. E. Hurtshorn, Republican, J. W. Scott, Republican, T. H. Doyle, Democrat and J. W. Hadley, Populist.

On motion of Mr. Merten,

A recess of twenty minutes was taken for the committee on credentials to prepare its report.

The limit of recess having expired, the House was called to order by the temporary speaker.

The report of the committee on credentials being called for the following report was submitted:

Territory of Oklahoma, House of Representatives,
Guthrie, O. T., Jan. 10, 1899.

Mr. Speaker:

We, your committee on credentials, respectfully submit the following report:

That the persons herein named have filed certificates of election as members of the House of Representatives of the Fifth Legislative Assembly for each district as set opposite their names, which certificates, being regular on their face, we find the persons named to be entitled to seats in this House as members thereof under such certificates:

John H. Smith, First District.

James Wilkins, Second District.

Thomas H. Doyle, Third District.

Houston A. Thomas, Fourth District.

E. F. Clark, Fifth District.

W. F. Malley, Sixth District.

John W. Scott, Seventh District.

J. D. Combs, Eighth District.

E. Duffy, Ninth District.

J. C. Wails, Tenth District.

C. G. Jones, Eleventh District.

C. W. Olmsted, Twelfth District.

J. W. Hadley, Thirteenth District.

Thomas R. Reid, Fourteenth District.

D. H. Vankirk, Fifteenth District.

Walter C. Stevens, Sixteenth District.

W. H. Merten, Seventeenth District.
 J. M. Holliday, Eighteenth District.
 Virgil A. Wood, Nineteenth District.
 C. F. McElrath, Twentieth District.
 Fred S. Sherer, Twenty-first District.
 James M. Hay, Twenty-second District.
 E. E. Hartshorn, Twenty-third District.
 Philip Koch, Twenty-fourth District.
 J. D. Ballard, Twenty-fifth District.
 J. C. Williamson, Twenty-sixth District.

W. H. MERTEN, Chairman,
 THOMAS H. DOYLE.
 E. E. HARTSHORN,
 JOHN W. SCOTT,
 J. W. HADLEY.

On Motion

Report of committee was adopted.

Thereupon, the oath of office was administered by Chief Justice Burford to all the members of this Assembly.

The selection of the permanent organization was then taken up and declared to be in order.

C. F. McElrath placed in nomination Thomas R. Reid, of El Reno, for Speaker.

J. W. Hadley, of El Reno, placed in nomination J. C. Wails, of Norman, for Speaker.

The roll call resulted as follows:

Reid, sixteen;

Wails, two;

Not voting, eight.

Mr. Reid, having received a majority of the votes of the Assembly, was declared elected Speaker.

C. F. McElrath placed in nomination W. H. Merten, of Guthrie, for Speaker Pro Tem.

The roll being called, resulted as follows:

Merten, seventeen;

Not voting, nine.

Mr. Merten, receiving a majority of the votes of the Assembly, was declared elected Speaker Pro Tem.

C. M. Keiger, of Grant County, was placed in nomination for Chief Clerk of the Assembly by C. F. McElrath.

The roll being called, resulted as follows:

Keiger, seventeen;

Not voting, nine.

Mr. Keiger, having received a majority of the votes of the Assembly, was declared elected Chief Clerk.

Harry B. Gilstrap, of Lincoln County, was placed in nomination for First Assistant Chief Clerk by C. F. McElrath.

The roll call resulted as follows:

Gilstrap, seventeen;

Not voting, nine.

Mr. Gilstrap, having received a majority of the votes of the Assembly, was declared elected First Assistant Chief Clerk.

Charles Seeley, of Logan County, was placed in nomination for Second Assistant Chief Clerk.

On roll call Mr. Seeley received eighteen votes; eight not voting.

Mr. Seeley, having received a majority of the votes of the Assembly, was declared elected Second Assistant Chief Clerk.

W. J. Riggs, of Lincoln County, was placed in nomination for Third Assistant Chief Clerk.

On roll call Mr. Riggs received seventeen votes; nine not voting.

Mr. Riggs, having received a majority of the votes of the Assembly, was declared elected Third Assistant Chief Clerk.

Thomas Soward, of Noble County, was placed in nomination for Chief Enrolling and Engrossing Clerk.

The roll call resulted as follows:

Soward, twenty-three;

Not voting, three.

Mr. Soward, having received a majority of the votes of the Assembly, was declared elected Chief Enrolling and Engrossing Clerk.

E. S. Thralls, of Woods County, was placed in nomination for First Assistant Enrolling and Engrossing Clerk.

The roll call resulted as follows:

Thralls, nineteen;

Not voting, seven.

Mr. Thralls, having received a majority of the votes of the Assembly, was declared elected First Assistant Enrolling and Engrossing Clerk.

C. H. DeFord, of Oklahoma County, was placed in nomination for Sergeant-at-Arms.

The roll call resulted as follows:

DeFord, seventeen;

Not voting, nine.

Mr. DeFord, having received a majority of the votes of the Assembly, was declared elected Sergeant-at-Arms.

W. W. Painter, of Logan County, was placed in nomination for Assistant Sergeant-at-Arms.

The roll call resulted as follows:

Painter, nineteen;

Not voting, seven.

Mr. Painter, having received a majority of the votes of the Assembly, was declared elected Assistant Sergeant-at-Arms.

P. F. Tyler, of Blaine County, was placed in nomination for Assistant Sergeant-at-Arms.

The roll call resulted as follows:

Tyler, seventeen;

Not voting, nine.

Mr. Tyler, having received a majority of the votes of the Assembly, was declared elected Assistant Sergeant-at-Arms.

A. B. Holliday, of Garfield County, was placed in nomination for Messenger.

The roll call resulted as follows:

Holliday, twenty-two;

Not voting, four.

Mr. Holliday, having received a majority of the votes of the Assembly, was declared elected Messenger.

I. F. Norris, of Payne County, was placed in nomination for Watchman.

The roll call resulted as follows:

Norris, nineteen;

Not voting, seven.

Mr. Norris, having received a majority of the votes of the Assembly, was declared elected Watchman.

J. A. Nichols, of Canadian County, was placed in nomination for Watchman.

Mr. Doyle made the point of order that there was no provision of law for two Watchmen.

The point of order was sustained by the Speaker.

John Ewing, of Oklahoma County, was placed in nomination for Janitor.

The roll call resulted as follows:

Ewing, 17;

Not voting, nine.

Mr. Ewing, having received a majority of the votes of the Assembly, was declared elected Janitor.

Osborne Drake was placed in nomination for Janitor.

The roll-call resulted as follows:

Drake, 17;

Not voting, nine.

Mr. Drake, having received a majority of the votes of the Assembly, was declared elected Janitor.

Rev. E. B. Rankin, of Oklahoma County, was placed in nomination for Chaplain.

The roll call resulted as follows:

Rankin, 17;

Not voting, nine.

Mr Rankin, having received a majority of the votes of the Assembly, was declared elected Chaplain.

On motion of Mr. Doyle,

The Speaker was authorized to appoint the Pages.

On motion of Mr. Doyle, of Noble County,

A committee of three was appointed to wait upon the Council and notify it that the House was now ready for business.

The oath of office was administered to Speaker Reid, who was escorted to the chair by Mr. Doyle.

Chief Justice Burford administered the oath of office to the following named officers of the Assembly:

W. H. MERTEN, Speaker pro tem.

C. M. KEIGER, Chief Clerk.

CHAS. SEELEY, Second Assistant Chief Clerk.

W. J. RIGGS, Third Assistant Chief Clerk.

THOMAS SOWARD, Chief Enrolling and Engrossing Clerk.

E. S. THRALLS, First Assistant Enrolling and Engrossing Clerk.

C. H. DeFORD, Sergeant-at-Arms.

W. W. PAINTER, Assistant Sergeant-at-Arms.

P. F. TYLER, Assistant Sergeant-at-Arms.

A. B. HOLLIDAY, Messenger.

I. F. NORRIS, Watchman.

JOHN EWING, Janitor.

OSBORNE DRAKE, Janitor.

On motion of Mr. Merten,

The Speaker appointed a committee of three to act with a like committee from the Council to notify the Governor that the Council and House of Representatives were organized and ready for business and ready to receive any message he might have to impart, and the Speaker appointed as such committee:

Messrs. Merten, McElrath and Ballard.

MESSAGE FROM THE COUNCIL.

Mr. Speaker:

I am directed by the Council to inform the House that a com-

mittee of three from the Council, has been appointed to act with a like committee from the House, to notify the Governor that the Legislative Assembly is organized and ready to proceed with business.

O. G. PALMER, Chief Clerk.

RESOLUTION NO. 2.

JAN. 10th, 1899.

Resolved by the Council of the Fifth Legislative Assembly of the Territory of Oklahoma, the House concurring therein, that a committee of three from the Council and three from the House be appointed on joint rules.

O. G. PALMER, Chief Clerk.

On motion of Mr. Merten,

The message and resolution were read and ordered filed.

On motion of Mr. Doyle,

The rules governing the Fourth Assembly shall be adopted by this Assembly until this Assembly shall adopt rules of its own.

On motion of Mr. Doyle,

The Chief Clerk was directed to secure from the Secretary of the Territory, for each member of this Assembly, a copy of the House Journal of 1897.

The Speaker made the following appointments for pages:

Geo. M. Billings, Chas. A. Furrow, Robert McElrath, Harry Pentecost, Percy Welch and Rollin Watkins.

On motion of Mr. Doyle,

The House adjourned until nine o'clock A. M., January 11th, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Second Day,

Guthrie, Oklahoma Territory,
Wednesday, January 11th, 1899.

MORNING SESSION.—9 O'CLOCK.

The House met pursuant to adjournment, with Speaker Reid in the chair.

Prayer by Rev. E. B. Rankin.

Roll-call showed all members present.

On motion of Mr. Jones,

The Speaker appointed the following committee on rules and order of business:

C. G. JONES, Chairman,
W. H. MERTEN,
C. F. McELRATH,
W. C. STEVENS,
J. W. HADLEY,
J. C. WILLIAMSON
T. H. DOYLE.

Mr. Merten, chairman,

Reports that the committee waited upon the Governor and that the Governor would deliver his message in person to the Council and House in joint session in the Council Chamber at 10:30 o'clock A. M., January 11th, 1899.

Mr. Merten presented Concurrent Resolution No. 1:

"Resolved by the House, the Council concurring, that there be a joint session of both houses in the Council Chamber at the hour of 10:30 A. M., Jan. 11th, for the purpose of receiving the message of the governor, which will be delivered by him in person."

On motion of Mr. Jones,

The resolution was adopted.

At the suggestion of Mr. Merten,

The minutes of the first day's proceedings were read and approved.

On motion of Mr. Doyle,

The Speaker appointed a committee on mileage, consisting of

Thos. H. Doyle, chairman, James Wilkins and J. C. Wails.

Harry B Gilstrap and Rev. Rankin being present, and Mr. Gilstrap having been elected First Assistant Chief Clerk, and Rev. Rankin, having been elected Chaplain, they were sworn in by the Speaker.

On motion of Mr. Merten,

Council Concurrent Resolution No. 3 was adopted, and is as follows:

"Resolved by the Council of the Fifth Legislative Assembly of the Territory of Oklahoma, the House concurring therein, that a committee of three from the Council and three from the House be appointed as a committee on joint rules."

On motion of Mr. Doyle,

The speaker appointed W. H. Merten, C. G. Jones and T. H. Doyle as house members of the joint committee on rules.

On motion of Mr. Doyle,

The House took a recess of 30 minutes to prepare for receiving the message from the Governor.

At 10:20 o'clock the House was called to order by the Speaker.

MESSAGE FROM THE COUNCIL.

January 11th, 1899.

To the Speaker of the House of Representatives,

Sir: You are respectfully informed that the Council concurred in House Joint Resolution No. 2.

Respectfully,

O. G. PALMER, Chief Clerk.

On motion of Mr. Merten,

The House adjourned to Council Chamber to meet in joint session with the Council to receive the message from the Governor.

On the adjournment of the joint session,

The House met in the Representative Hall, with Speaker Reid in the chair.

Mr. Ballard moved,

To adjourn until 10:00 o'clock A. M., Jan., 12th, 1899.

On motion of Mr. Jones,

Mr. Ballard's motion was amended. to read "9 o'clock Jan. 12th, 1899."

The motion, as amended, prevailed.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Third Day.

Guthrie, Oklahoma Territory,
Thursday, January 12th, 1899.

MORNING SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Chaplain.

The roll was called and all members were found to be present, except J. W. Scott and J. H. Smith.

The Journal of the second day's proceedings was read and approved.

Mr. Jones, chairman of the committee on rules and order of business, reported the rules of the Fifth Assembly, and the same were read section by section.

On motion of Mr. Jones,

W. E. Thralls was appointed Assistant Sergeant-at-Arms of the House to act in the place of Mr. Tyler, who was reported sick.

Thereupon Mr. Thralls was sworn in as Assistant Sergeant-at-Arms by the Speaker.

Rules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, were adopted as read.

Mr. Wails moved.

To add to rule No. 27 the words "except by a majority vote of the House."

The motion was lost.

Mr. Doyle moved

That rule No. 27 be stricken out, on which motion the roll was called.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails—nine.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, McElrath, Olmsted, Scott, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker—seventeen.

The Speaker declared the motion lost.

Rules 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68 and 69, were adopted as read.

The committee on mileage made the following report:

To the Speaker and Members of the House of Representatives of the Fifth Legislative Assembly:

We, your committee on mileage, beg leave to report as follows:

We find the respective members of this House entitled to mileage pay for mileage as follows:

District No. 1, J. H. Smith, 164 miles, \$32.80.

District No. 2, James Wilkins, 174 miles, \$34.80.

District No. 3, T. H. Doyle, 64 miles, \$12.80.

District No. 4, H. A. Thomas, 260 miles, \$52.00.

District No. 5, E. F. Clark, 120 miles, \$24.00.

District No. 6, W. F. Malley, 60 miles, \$12.00.

District No. 7, J. W. Scott, 170 miles, \$34.00.

District No. 8, J. D. Combs, 186 miles, \$37.20.

District No. 9, E. Duffy, 140 miles, \$28.00.

District No. 10, J. C. Wails, 100 miles, \$20.00.

District No. 11, C. G. Jones, 64 miles \$12.80.

District No. 12, C. W. Olmsted, 130 miles, \$26.00.

District No. 13, J. W. Hadley, 134 miles, \$26.80.

District No. 14, Thos. R. Reid, 120 miles, \$24.00.

District No. 15, D. H. Vankirk, 50 miles, \$10.00.

District No. 16, W. C. Stevens, 200 miles, \$40.00.

District No. 17, W. H. Merten.

District No. 18, J. M. Holliday, 30 miles, \$6.00.

District No. 19, V. A. Wood, 268 miles, \$53.60.

District No. 20, C. F. McElrath, 260 miles, \$52.00.

District No. 21, F. S. Sherer, 364 miles, \$72.80.

District No. 22, J. M. Hay, 340 miles, \$68.00.

District No. 23, E. E. Hartshorn, 528 miles, \$105.60.

District No. 24, Philip Koch, 232 miles, \$46.40.

District No. 25, J. D. Ballard, 220 miles, \$44.00.

District No. 26, J. C. Williamson, 742 miles, \$148.40.

Respectfully submitted,

THOS. H. DOYLE, Chairman.

JAMES WILKINS,

J. C. WAILS.

On motion of Mr. Doyle,

The report of the committee on mileage was adopted as read.

Moved by Mr. Jones,

That the Chief Clerk be instructed to keep proceedings in the Journal, read them from the Journal and have them signed by the Speaker in the Journal.

Mr. Doyle moved that the proceedings be kept by the Clerk on slips of paper, read from the slips of paper, and, after approval, be immediately spread upon the permanent Journal.

The question being upon the amendment offered by Mr. Doyle,
The roll was called.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Hadley, Holliday, Koch, Merten, McElrath, Scott, Sherer, Smith, Stevens, Williamson, and Mr. Speaker—fifteen.

Those voting in the negative were:

Duffy, Hartshorn, Hay, Jones, Malley, Olmsted, Thomas, Vankirk, Wails, Wilkins and Wood—eleven.

The amendment prevailed.

The motion as amended prevailed.

Mr. McElrath moved,

That Silas V. Fait be admitted to the House as a Representative with the same privileges that are accorded our representative at Washington.

Mr. Merten moved.

That this and other like questions and petitions be referred to the committee on elections when the same shall be appointed.

Mr. Doyle raised the point of order that under rule 27 this whole proceeding was irregular.

Point of order overruled.

The motion of Mr. Merten prevailed.

On motion of Mr. Jones,

A special committee of three was appointed as a Journal committee, as follows:

C. G. Jones, chairman, J. W. Scott and J. C. Wails.

Mr. Merten, Speaker, pro tem, was called to the chair.

The following House Bills were introduced and read the first time:

By Mr Doyle: H. B. No. 1.

By Mr. Jones: H. B. No. 2.

By Mr. Jones: H. B. No. 3.

By Mr. Jones: H. B. No. 4.

By Mr. Jones: H. B. No. 5.

By Mr. Jones: H. B. No. 6.

By Mr. Jones: H. B. No. 7.

By Mr. Hadley: H. B. No. 8.

By Mr. Holliday: H. B. No. 9.

By Mr. Doyle: H. B. No. 10.

Mr. Doyle moved

That the rules be suspended and that an emergency be declared and that House Bill No. 1 be passed to its second reading.

The motion prevailed.

The clerk read House Bill No. 1.

Mr. Doyle moved

That the House resolve itself into a committee of the whole for the purpose of considering House Bill No. 1.

The motion prevailed.

The House then resolved itself into a committee of the whole, with Mr. Jones in the chair.

After considering H. B. No. 1, the committee of the whole arose and the chairman reported to the House that the committee had carefully considered the bill and recommended that it be referred to the appropriate committee of the House when the committee shall be appointed.

On motion of Mr. Jones

The House adjourned until two o'clock p. m.

AFTERNOON SESSION.

The House convened pursuant to adjournment, with Speaker Reid in the chair.

Mr. Scott introduced a resolution

Requesting that the alley east of the Assembly Hall be cleaned.

The resolution was adopted.

Mr. McElrath introduced a resolution

Creating the office of Assistant Sergeant-at-Arms, Watchman and Janitor.

The question being on the adoption of the resolution introduced by Mr. McElrath, the roll was called with the following result:

Ayes, seven;

Nays, nineteen.

Those voting in the affirmative were:

Hartshorn, Holliday, Koch, McElrath, Merten, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hay, Jones, Malley, Olmsted, Scott, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins and Williamson.

The resolution was declared lost.

By unanimous consent the following bills were introduced and read the first time.

By Mr. Malley: H. B. No. 11.

By Mr. Wails: H. B. No. 12.

By Mr. Wails: H. B. No. 13.

By Mr. Wails: H. B. No. 14.

By Mr. Wails: H. B. No. 15.

On motion of Mr. Doyle

The House adjourned until January 13th, 1899, at 9 o'clock a. m.

Approved:

C. M. KEIGER, Chief Clerk.

THOS. R. REID, Speaker.

Fourth Day.

Guthrie, Oklahoma Territory,
Friday, January 13th, 1899.

MORNING SESSION.

The House convened pursuant to adjournment with the Speaker in the chair.

The Chaplain read 1 Corinthians, 13, and offered prayer.

The roll call showed all members present.

The Journal for the Third Day's Session was read, corrected and approved.

The Speaker then announced the following standing committees:
Ways and Means—

C. G. Jones, Chairman; D. H. Vankirk, James Wilkins, Philip Koch, James M. Holliday, E. F. Clark and J. W. Hadley.

Judiciary—

Walter C. Stevens, Chairman; J. M. Holliday, John W. Scott, C. W. Olmsted, C. F. McElrath, T. H. Doyle and H. A. Thomas.

Criminal Jurisprudence—

T. H. Doyle, Chairman; W. C. Stevens, Virgil A. Wood, E. Duffy and J. M. Holliday.

Appropriations—

C. F. McElrath, Chairman; E. E. Hartshorn, David H. Vankirk, James Wilkins, J. W. Scott, J. W. Hadley and J. D. Ballard.

Railroads—

E. E. Hartshorn, Chairman; V. A. Wood, W. H. Merten, C. G. Jones, Philip Koch, E. F. Clark and Thos. H. Doyle.

Private Corporations—

J. M. Holliday, Chairman; James M. Hay, W. F. Malley, J. D. Combs and John H. Smith.

Education—

John W. Scott, Chairman; E. F. Clark, C. W. Olmsted, W. H. Merten, Virgil A. Wood, J. C. Williamson and J. C. Wails.

Regulation of Liquor Traffic—

Philip Koch, Chairman, C. F. McElrath, W. F. Malley, J. W. Hadley and E. Duffy.

Agriculture—

C. W. Olmsted, Chairman; James Wilkins, D. H. Vankirk, John H. Smith and E. Duffy.

Municipal Corporations—

Philip Koch, Chairman; James M. Hay, C. F. McElrath, F. S. Sherer, W. F. Malley, Houston A. Thomas and J. D. Ballard.

Asylums and Public Charities—

V. A. Wood, Chairman; James M. Hay, J. M. Holliday, John H. Smith and E. Duffy.

Compensation of Public Officers—

W. F. Malley, Chairman; E. E. Hartshorn, F. S. Sherer, John H. Smith and E. F. Clark.

Insurance—

James Wilkins, Chairman; W. H. Merten, Virgil A. Wood, H. A. Thomas and J. D. Ballard.

Banks and Banking—

J. C. Williamson, Chairman; C. G. Jones, E. E. Hartshorn, E. F. Clark and J. D. Ballard.

Roads and Highways—

D. H. Vankirk, Chairman, John W. Scott, C. W. Olmsted, J. W. Hadley and J. D. Ballard.

Printing—

James Wilkins, Chairman; W. H. Merten, W. F. Malley, James M. Hay, W. C. Stevens, John H. Smith and H. A. Thomas.

County and Township Organization—

E. E. Hartshorn, Chairman; J. C. Williamson, F. S. Sherer, C. W. Olmsted, C. F. McElrath, J. D. Ballard and J. W. Hadley.

Penitentiary and Reformatory Institutions—

James M. Hay, Chairman; J. M. Holliday, J. C. Williamson, Philip Koch, J. D. Ballard, J. W. Hadley and James Wilkins.

Public Lands—

W. H. Merten, Chairman; D. H. Vankirk, C. W. Olmsted, James Wilkins and J. C. Wails.

Public Buildings—

James Wilkins, Chairman; C. F. McElrath, J. C. Williamson, F. S. Sherer and J. W. Hadley.

Elections and Legislative Apportionment—

F. S. Sherer, Chairman; D. H. Vankirk, Virgil A. Wood, W. F. Malley, James Wilkins, J. C. Wails and H. A. Thomas.

Military—

John W. Scott, Chairman; Virgil A. Wood and J. D. Combs.

Engrossed Bills—

F. S. Sherer, Chairman; W. F. Malley, J. C. Williamson, John H. Smith and E. F. Clark.

Fish and Game—

J. C. Williamson, Chairman; F. S. Sherer, W. F. Malley, J. D. Ballard and C. W. Olmsted.

Manufactures and Home Industries—

James M. Hay, Chairman; J. M. Holliday, C. F. McElrath, J. D. Combs and E. Duffy.

Medical and Sanitary Affairs—

Virgil A. Wood, Chairman; John W. Scott, C. F. McElrath, J. D. Ballard and T. H. Doyle.

Quarantine—

C. W. Olmsted, Chairman; E. E. Hartshorn, J. C. Williamson, J. C. Wails and J. D. Combs.

Upon motion of Mr. Jones

The appointments were approved by the House.

The following bills were introduced and read the first time:

By Mr. Ballard:

H. B. No. 16, entitled,

“An Act Providing for the Location, Erection and Management of a Territorial Asylum for the Deaf, Dumb and Blind.”

By Mr. Ballard:

H. B. No. 17, entitled,

“An Act Amendatory of Chapter 14, Statutes of Oklahoma, Entitled ‘Cities of the First-Class.’ ”

By Mr. Ballard,

H. B. No. 18, entitled,

“An Act Amendatory of Section 37, Article 1, Chapter 41, Laws of 1895, Entitled ‘Procedure—Criminal.’ ”

By Mr. Hadley,

H. B. No. 19, entitled,

“An Act to Provide for a Territorial Board of Directors and to Abolish the Territorial Board of Equalization.”

By Mr. Koch,

H. B. No. 20, entitled,

“An Act to Provide for the Manner of Payment of School District and Township Indebtedness and for Other Purposes.”

By Mr. Koch,

H. B. No. 21, entitled,

“An Act to Amend Section 1 of an Act entitled, ‘An Act to Amend Article 7 of Chapter 70 of the Statutes of Oklahoma, Relating to the Territorial Board of Equalization,’ approved March 8th, 1895.”

By Mr. Wood,
H. B. No. 22, entitled,
"An Act Relating to Witness Fees."

By Mr. Wails,
H. B. No. 23,
"An Act to Extend Equal Suffrage to all American Citizens of
Oklahoma."

By Mr. Wails,
H. B. No. 24, entitled,
"An Act to Amend an Act Amending Section 5, Chapter 1,
Statutes of Oklahoma, and Authorizing the Employment of a Ter-
ritorial Veterinary Surgeon by the Board of Regents of the Agri-
cultural and Mechanical College of Oklahoma, and Creating a Sani-
tary Commission, and Prescribing the Duties thereof, and Repealing
Article 1, of Chapter 2, of the Statutes of Oklahoma."

By Mr. Wails,
H. B. No. 25, entitled,
"An Act to Provide for the Deposit of County Funds."

House Joint Resolution No. 4

Was introduced by Mr. Hadley, and read the first time.
The resolution went over under the rules.

House Resolution No. 5

Was introduced by Mr. Holliday, as follows:

Be it Resolved by the House of Representatives of the Legisla-
tive Assembly of Oklahoma, That the Speaker of this House be
authorized to appoint one other Assistant Sergeant-at-Arms.

Upon motion the resolution was adopted.

House Bills numbered from 1 to 15, inclusive, were read the
second time and referred to committees as follows:

H. B. No. 1,
Referred to the committee on Ways and Means.

H. B. No. 2,
Referred to the committee on Criminal Jurisprudence.

H. B. No. 3,
Referred to the committee on Municipal Corporations.

H. B. No. 4,
Referred to the committee on Judiciary.

H. B. No. 5,
Referred to the committee on Judiciary.

H. B. No. 6.

Referred to the committee on Municipal Corporations.

H. B. No. 7,

Referred to the committee on Judiciary.

H. B. No. 8,

Referred to the committee on Judiciary.

H. B. No. 9,

Referred to the committee on Ways and Means.

H. B. No. 10,

Referred to the committee on Municipal Corporations.

H. B. No. 11,

Referred to the committee on Judiciary.

H. B. No. 12,

Referred to Committee on Elections.

H. B. No. 13,

Referred to the committee on Medical and Sanitary.

H. B. No. 14,

Referred to the committee on Insurance.

H. B. No. 15,

Referred to the committee on Banks and Banking.

The committee on joint rules submitted its report which, on motion of Mr. Jones, was adopted as read.

Upon motion of Mr. Jones,

It was ordered that the Chief Clerk be directed to have printed for the use of the House 100 copies of a pamphlet to contain the rules of the House, the joint rules, and the standing committees of the House.

Mr. Ballard introduced the following resolution:

“Resolved, That a committee of three be appointed by the chair to prepare a memorial to the Congress of the United States, to be concurred in by the Council, asking that a certain portion of the Caddo and Wichita Indian Reservation be set apart and designated as a National Park and Game Preserve.”

By consent of the House the Speaker referred the resolution to the committee on Fish and Game.

Mr. Jones, chairman of the committee on Ways and Means, announced the appointment of A. M. Etchen as clerk of said committee.

By unanimous consent, the House returned to the order of the

introduction of bills, and the following bills were introduced and read the first time:

By Mr. Scott,

H. B. No. 26, entitled,

“An Act to Regulate the Leasing and Management of the School Lands and other Public Lands of Oklahoma Territory.”

By Mr. McElrath,

H. B. No. 27, entitled,

“An Act to Provide for Insurance of Growing Grain against Loss or Damage by Hail.”

On motion of Mr. Doyle,

The House adjourned till Saturday, January 14th, 9:00 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifth Day.

Guthrie, Oklahoma Territory,
Saturday, January 14th, 1899.

MORNING SESSION.

The House met, pursuant to adjournment, at nine o'clock, Speaker Reid in the chair.

The morning roll-call showed all members present, except Ballard, Hartshorn and Scott, all of whom had been excused by the Speaker.

The Journal of the Fourth Day's Session was read and approved.

Mr. Wails presented a petition from citizens of Cleveland County in reference to the quarantine line.

The petition was referred to the committee on Quarantine.

The committee on Judiciary reported back H. B. No. 7 with the recommendation that it do pass.

The committee on Fish and Game reported favorably on H. C. R. No. 3.

On motion, the resolution was adopted.

The Speaker appointed as the committee provided for by H. C. R. No. 3,

Ballard, Merten and Malley.

The following bills were introduced and read the first time:

By Mr. Hadley,

H. B. No. 28, entitled,

"An Act Amendatory of Section 298 of Chapter 66 of the General Statutes of 1893, Relating to the Verdicts of Juries."

By Mr. Hadley,

H. B. No. 29, entitled,

"An Act Concerning the Transportation of Freight over the Lines of Railroads in the Territory of Oklahoma."

By Mr. Olmsted,

H. B. No. 30, entitled,

"An Act to Provide for a Public School Land Commissioner in the Territory of Oklahoma and Prescribing the Duties of Such Office."

By Mr. Wails,

H. B. No. 31, entitled,

"An Act to Provide for the Appointment of Railroad Commissioners and defining their Duties."

By Mr. Duffy,

H. B. No. 32, entitled,

"An Act to Provide for the Assessment of Notes and Mortgages."

By Mr. Koch,

H. B. No. 33, entitled,

"An Act to Amend Section 1, of Chapter 26, of Session Laws of 1895, entitled 'An Act for the Protection of Game and Fish.'"

Mr. Mr. Malley,

H. B. No. 34, entitled,

"An Act to Repeal Chapter 17, Session Laws of 1897, being an act to provide for the Insurance of School Houses and the Furniture and Fixtures Thereof."

By Mr. Doyle,

H. B. No. 35, entitled,

"An Act to Establish a Territorial Board of Embalming, to Provide for the Better Protection of Life and Health, to Prevent the Spread of Contagious Diseases, and to Regulate the Practice of Embalming and the Care and Disposition of the Dead."

By Mr. Koch (by request),

H. B. No. 36, entitled,

"An Act Authorizing the Publication of the History, Development, Mineral and Agricultural Resources of the Territory of Oklahoma, and for the Translation of the same into the French Language and the Publication therein, and for the Distribution of Said History at the Paris Exposition in 1900, under the care of an Appointed Commissioner to the French Capital at this Great Exposition."

By Mr. Holliday,

H. B. No. 37, entitled,

"An Act to Repeal Section 35 of an Act Regulating the Jurisdiction and Procedure before Justices of the Peace in Civil Cases, being Section 85 of Article 8, Chapter 67, Statutes of 1893, and General Section 4723."

By Mr. Holliday,

H. B. No. 38, entitled,

"An Act to Amend an Act Regulating the Jurisdiction and Procedure before Justices of the Peace in Civil Cases, being Section 174 of Article 13, Chapter 67, of the Statutes of 1893, and General Section 4812 of Said Statutes."

By Mr. Holliday,
H. B. No. 39, entitled,
"An Act to Amend the Township Road Law, and for other
Purposes."

By Mr. Holliday,
H. B. No. 40, entitled,
"An Act Against Bribery."
By Mr. McElrath,
H. B. No. 41, entitled,
"An Act Defining the Rights of Women."

The following resolution was introduced by Mr. Stevens:

"Be it Resolved, That the honorable Seceretary of the Territory be requested to furnish a fire-proof safe for the use of the Chief Clerk and the several committees of the House, of sufficient dimensions to receive all bills introduced and such other documents and bills as require safe keeping."

On motion, the rules were suspended and the resolution was adopted.

The following resolution was introduced by Mr Koch.

"Resolved, That it is the sense of this House that we are opposed to any changes of county lines or county seats at this session."

Moved by Mr. Doyle,
That the consideration of this resolution be indefinitely postponed.

The motion prevailed.

Resolutions adopted by the Territorial Convention of the School Land Lessees were read and laid over under the rules.

Resolutions adopted by the Citizens' Cemetery Association of El Reno were read and laid over.

Bills on second reading were read the second time and referred to committees as follows:

H. B. No. 16,
Committee on Asylums and Public Charities.
H. B. No. 17,
Committee on Municipal Corporations.
H. B. No. 18,
Committee on Criminal Jurisprudence.
H. B. No. 19,
Committee on Judiciary.
H. B. No. 20,
Committee on Ways and Means.

H. B. No. 21.

— Committee on Judiciary.

H. B. No. 22.

Committee on Criminal Jurisprudence.

H. B. No. 23,

Committee on Elections.

H. B. No. 24,

Committee on Quarantine.

H. B. No. 25,

Committee on Ways and Means.

H. B. No. 26,

Committee on Public Lands.

H. B. No. 27,

Committee on Insurance.

The House went into Committee of the Whole, with Mr. Stevens in the chair, for the consideration of H. B. No. 7.

The committee of the whole arose and, through its chairman, reported that it had had under consideration H. B. No. 7 and recommended that it do pass.

Moved, by Mr. Jones,

That the rules be suspended, H. B. No. 7 be considered engrossed, and placed upon its third reading.

The motion prevailed.

H. B. No. 7 was read the third time.

✓ The question being upon the final passage of H. B. No. 7, the roll was called, with the following result:

Ayes, 22;

Nays, 1;

Absent and not voting, 3.

Those voting in the affirmative were:

Clark, Combs, Doyle, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood, and Mr. Speaker,

Voting in the negative,

Duffy.

Absent,

Ballard, Hartshorn and Scott.

On motion it was ordered that when the House adjourn it adjourn to meet on Monday, Jan. 16th, at 2:00 o'clock P. M.

On motion of Mr. Jones,

It was ordered that a committee of three be appointed by the speaker to pass upon the qualifications of applicants for positions as Assistant Enrolling and Engrossing Clerks.

The Speaker appointed as such committee,
Jones, Malley and Doyle.

The appointment of the following committee clerks was announced by the chairmen of the several committees:

C. B. Baker,
Committee on Public Buildings.

Annie B. Reed,
Committee on Judiciary.

C. W. Goodrich,
Committee on Public Lands.

Phil. Sours,
Committee on Criminal Jurisprudence.

H. W. Bailey,
Committee on Municipal Corporations.

On motion, the House then adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Sixth Day,

Sunday, January 15th, 1899.

Seventh Day.

Guthrie, Oklahoma Territory,
Monday, January 16th, 1899.

AFTERNOON SESSION.

The House met, pursuant to adjournment, at 2:00 P. M., Speaker Reid in the chair.

The Chaplain offered prayer.

The roll call showed all members present except Ballard, Harts-horn, Jones and Scott.

A message was received from the Council, transmitting Council Concurrent Resolution and Memorial No. 2, which had passed the Council.

The Clerk read the resolution.

The Journal of the Fifth Day's Session was read and approved.

Mr. Wails presented a petition from citizens of Cleveland County concerning the quarantine line.

The petition went over under the rules.

Resolution adopted by the Citizens' Cemetery Committee of El Reno was read and referred to the Judiciary Committee.

Resolution of School Land Lessees was read and referred to Committee on Public Lands.

Mr. Holliday introduced the following resolution:

"Resolved, That the chairman of each committee of the House not provided with a clerk be and hereby is empowered to select a clerk of his committee, which clerk shall, when not busy with committee work, be employed in the engrossing and enrolling rooms, under the direction of the Chief Clerk of the enrolling and engrossing committee."

Mr. Holliday moved that the resolution be adopted,

Mr. Doyle offered an amendment, providing that the chairman of the Committee on Appropriations, Education, Agriculture and Quarantine, Private Corporations, each be allowed a clerk.

The amendment prevailed, and the resolution, as amended, was adopted.

The appointment of such clerks was authorized.

The following bills were introduced and read the first time.

By Mr. Hay:

H. B. No. 42,

"An Act to Reduce the Testimony of Witnesses Before Grand Juries to Writing."

By Mr. Malley:

H. B. No. 43,

"An Act Amendatory of Section 1, Chapter 26, of the Session Laws of 1895, Entitled 'Game and Fish.'"

By Mr. Olmsted:

H. B. No. 44,

"An Act Relating to the Money Derived from Certain Indemnity School Lands."

By Mr. Hay:

H. B. No. 45,

"An Act Amending Sections 5, 6 and 7, Article 6, Chapter 12, of the Session Laws of 1897."

By Mr. Vankirk:

H. B. No. 46,

"An Act Relating to Roads and Highways and Amending Section 19, Chapter 72, Laws of 1893."

By Mr. Hay:

H. B. No. 47,

"An Act Amending Article 5, of Chapter 68, of the Statutes of Oklahoma Territory, Entitled 'Preliminary Examinations.'"

By Mr. Holliday:

H. B. No. 48,

"An Act to Authorize the Board of County Commissioners of Dewey County to appropriate Funds to Build a Bridge over the South Canadian River at or Near Taloga, the County Seat of Said County, and to Authorize the Collection of a Tax to Pay for the Same."

By Mr. McElrath:

H. B. No. 49,

"An Act Relating to and Amendatory of Section 5 and Section 14 of Chapter 8, of the Statutes of Oklahoma Territory of 1893, Entitled, 'An Act Creating a Board of Health and Regulating the Practice of Medicine.'"

By Mr. Holliday:

H. B. No. 50,

"An Act to Fix a Limit to the Taxing Power in this Territory, and for Other Purposes."

Bills on second reading were read the second time and referred to committees as follows:

H. B. No. 28,

Referred to Committee on Criminal Jurisprudence.

H. B. No. 29,

Referred to Committee on Railroads.

H. B. No. 30,

Referred to Committee on Public Lands.

H. B. No. 31,

Referred to Committee on Railroads.

H. B. No. 32,

Referred to Committee on Ways and Means.

H. B. No. 33,

Referred to Committee on Fish and Game.

H. B. No. 34,

Referred to Committee on Insurance.

H. B. No. 35,

Referred to Committee on Medical and Sanitary.

H. B. No. 36,

Referred to Committee on Judiciary.

H. B. No. 37,

Referred to Committee on Judiciary.

H. B. No. 38,

Referred to Committee on Judiciary.

H. B. No. 39,

Referred to Committee on Roads and Highways.

H. B. No. 40,

Referred to Committee on Elections.

H. B. No. 41,

Referred to Committee on Elections.

Mr. Sherer, chairman of the Committee on Elections and Legislative Apportionment, announced the name of Stella May Sherer as clerk of his Committee.

Mr. Holliday, chairman of Committee on Private Corporations, announced the appointment of Cal Orner as clerk of said Committee.

Mr. Vankirk moved that the Sergeant-at-Arms be instructed to use his best efforts to have the music at the shooting gallery across the street stopped, as it is a nuisance and interferes with the transaction of business in the House.

The motion prevailed.

On motion of Mr. Stevens, the House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Eighth Day.

Guthrie, Oklahoma Territory,
Tuesday, January 17th, 1899.

MORNING SESSION.

The House convened at nine o'clock, with Speaker Reid in the chair.

Prayer by the Chaplain.

All members were present at roll-call, except Mr. Scott who was reported sick.

The Journal of the Seventh day's Session was read and approved.

The Committee on Judiciary reported on H. B. No. 5, recommending that it do not pass.

The Committee on Judiciary reported on H. B. No. 8, recommending certain amendements thereto and that the bill do pass as amended.

Council Concurrent Resolution and Memorial No. 2 was read and adopted.

The following bills were introduced and read the first time:

By Mr. Jones,

H. B. No. 51, entitled,

"An Act Providing for the Appointment of a Surveyor-General for the Territory of Oklahoma and for the Examination and Qualification of Surveyors."

By Mr. Jones,

H. B. No. 52, entitled,

"An Act to Amend Section 1, Article 1, Chapter 33; of the Session Laws of Oklahoma of 1897, Entitled, 'An Act to Amend Section 1, Article 1, Chapter 72, Statutes of Oklahoma, 1893.'"

By Mr. Hadley,

H. B. No. 53, entitled,

"An Act Providing for the Assessment of Banks."

By Mr. Stevens,

H. B. No. 54, entitled,

"An Act Concerning Elections and Providing Penalties for the Violation of the Provisions thereof."

Mr. Jones introduced House Resolution No. 12½ which was adopted as follows:

Be it Resolved, That it is the duty of the Chief Clerk of the House, immediately after calling the roll of the members, to call a roll of all the employees of the House, except the enrolling clerks thereof. Any employee failing to answer twice in succession, without good cause being shown, shall forfeit his position as such employee and the vacancy so created shall be filled at once by the House. It shall be the duty of the Chief Enrolling and Engrossing Clerk to call the roll of his assistants at the enrolling clerks' room at 9:00 o'clock A. M. and 2:00 o'clock P. M., of each legislative day, and any of such enrolling clerks failing to answer to the roll-call twice in succession, without good cause shown, shall be discharged, and the vacancy so declared shall be filled by the House."

A memorial from the Taxpayers' League of Logan county was read and laid over under the rules.

Mr. Merten offered the following resolution:

"Resolved, That the Governor's message be referred to the appropriate committees, and that the said committees be instructed to report on the various recommendations by bills or otherwise."

The resolution was adopted.

Bills were read the second time and referred to committees as follows:

H. B. No. 42,

Committee on Criminal Jurisprudence.

H. B. No. 43,

Committee on Fish and Game.

H. B. No. 44,

Committee on Public Lands.

H. B. No. 45,

Committee on County and Township Organization.

H. B. No. 46,

Committee on Roads and Highways.

H. B. No. 47,

Committee on Criminal Jurisprudence.

H. B. No. 48,

Committee on Ways and Means.

H. B. No. 49,

Committee on Medical and Sanitary.

H. B. No. 50,

Committee on Ways and Means.

The House then went into Committee of the Whole, with Mr. Merten in the chair, for the consideration of H. B. No. 8.

The Committee of the Whole arose, reported progress, and asked leave to sit again.

Mr. Hadley moved to correct the Journal to show that H. C. R. No. 4, had passed the House.

The motion prevailed and the Journal was so corrected.

On motion of Mr. Merten, the House adjourned till 3:00 o'clock P. M.

AFTERNOON SESSION.

The House met, pursuant to recess, at 3:00 o'clock P. M., the Speaker in the chair.

On account of the illness of the Messenger of the House, it was ordered, upon motion of Mr. Jones, that Albert Hammer be appointed temporarily to fill the position of Messenger until the regularly elected Messenger is able to resume his duties.

Mr. Jones submitted the following report:

Mr. Speaker:

"We, your committee on examination of applicants for positions as enrolling clerks; beg leave to make the following report:

"We recommend the appointment of the following persons as Assistant Enrolling Clerks: W. W. Asher, John V. Koogle, Anastasia Fitzgerald, Marion Rock, Isabelle Patterson, E. M. Bailey, and May H. Peebles. The Enrolling Clerks shall be sworn in and placed on the pay-roll as fast as they are needed to perform the services required of them.

Signed

C. G. JONES,
THOS. H. DOYLE,
W. F. MALLEY.

Mr. Jones moved to adopt the report.

The roll being called, there were,

Ayes, 19; nays, 6.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hartshorn, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Hadley, Hay, Thomas and Wood.

Mr. Ballard submitted the following explanation of his vote:

"While a member of the minority, yet, as one who believes in

the strict application of the civil service principles, I shall vote no."

Mr. Wood, of Garfield county, introduced H. R. No. 15 as follows:

"Be it Resolved, That the Committees on Asylums and Public Charities, Banks and Banking, Public Highways, Penitentiary and Reformatory Institutions and Manufactures and Home Industries be each allowed a clerk, to be selected as in such cases made and provided."

It was moved by Mr. Ballard, as a substitute for this Resolution,

"That each member of the House be allowed a Private Secretary."

The substitute was lost.

The question being upon the adoption of Mr. Wood's resolution, the roll was called with the following result:

Ayes, 17; nays, 8.

Those voting in the affirmative were:

Clark, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Duffy, Merten, Sherer, Smith, Thomas, and Wails.

A majority of the members having voted in the affirmative, the Resolution was declared adopted.

Mr. McElrath introduced H. R. No. 16 as follows:

"Whereas, the House has been informed of the serious illness of one of its most valued and worthy members, the Honorable J. W. Scott, of the Seventh District,

"Resolved, That we learn this with deep regret, appreciating, as we do, his worth as a man and his ability and value as a member of this body;

"Resolved, That the Speaker be instructed to appoint a committee of three to convey to Mr. Scott and his family a fitting expression of our regret and sympathy."

The Resolution was adopted.

H. R. No. 17, by Mr. Thomas, was read and laid over under the rules.

The Committee on Ways and Means reported H. B. No. 1 back without recommendation.

Mr. Doyle moved,

To suspend the rules and order the printing of fifty copies of H. B. No. 1.

The roll being called there were

Ayes, 14; nays, 11.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Holliday, Jones, Malley, Smith, Thomas, Wails, Wood, and Mr. Speaker.

Those voting in the negative were:

Hartshorn, Hay, Koch, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins and Williamson.

The motion having failed to receive the necessary majority, is was declared lost.

The Ways and Means Committee reported upon H. B. No. 9, recommending that it do pass as amended.

The Ways and Means Committee reported upon H. B. No. 32, and H. B. No. 25, recommending that they do not pass.

The Committee on Enrolled and Engrossed Bills reported that it had examined H. B. No. 7 and found it to be properly enrolled.

The Judiciary Committee reported on H. B. No. 11, recommending that it do pass as amended.

The Committee on Fish and Game reported upon H. B. No. 33, recommending that it do not pass.

The Committee on Fish and Game reported upon H. B. No. 43, recommending that it do pass.

The House then went into a Committee of the Whole for the consideration of H. B. No. 25, with Mr. Jones in the chair.

The Committee of the Whole arose and reported that it had had under consideration H. B. No. 25, that the bill had been read as a whole and section by section, and that a motion to adopt the bill as a whole had failed.

Moved that the rules be suspended, H. B. No. 25 be considered engrossed, and placed on its final passage.

The motion prevailed.

H. B. No. 25 was read the third time.

The question being upon the final passage of H. B. No. 25, the roll was called, there being,

Ayes, 10; Nays, 15.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, McElrath, Sherer, Smith, Thomas, and Wails.

Those voting in the negative were:

Ballard, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood, and Mr. Speaker.

The bill having failed to receive a majority, failed to pass.

The Speaker announced the following committee to visit Mr. Scott, as provided in Resolution No. 16.

Messrs. Jones, McElrath and Merten.

It was moved to adjourn till 10.00 o'clock A. M. Wednesday, January 18th, 1899.

Moved as an amendment, to make the hour to which the House shall adjourn, 9:00 o'clock A. M. instead of 10:00 o'clock A. M.

The question being on the adoption of the amendment, the roll was called, with,

Ayes, 15; nays, 9.

Those voting in the affirmative were:

Clark, Combs, Duffy, Hadley, Jones, Koch, Malley, McElrath, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, and Mr. Speaker.

The amendment prevailed.

The motion as amended prevailed, and the House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Ninth Day.

Guthrie, Oklahoma Territory,
Wednesday, January 18th, 1899.

MORNING SESSION.

The House convened pursuant to adjournment with the Speaker in the chair.

Prayer by the Chaplain.

The roll call showed all members present except Mr. Scott.

The Journal of the Eighth Day's Session was read and approved.

Mr. Wails presented a petition from citizens of Cleveland County concerning the quarantine line. The petition was laid over under the rules.

The Committee on Quarantine reported upon H. B. No. 24, recommending that it do pass.

H. R. No. 17 was read and adopted as follows:

Whereas, It appears from the report of the Acting Adjutant-General of this Territory just issued that there is an interim of about one year from the last report of Adjutant-General Jamison to the commencement of the report of Acting Adjutant-General Orner covered by no report whatever; and

Whereas, The reports of the departments show large sums of money expended in excess of appropriations for that department of the public service for which no detailed statement is given; and,

Whereas, During the interim above mentioned, one Phil C. Rosenbaum was Adjutant-General, and connected with whose administration of said office the people of this Territory were subjected to great public scandal and disgrace; therefor be it

Resolved, By the House of Representatives of the Territory of Oklahoma, that the Auditor of this Territory be requested to furnish to this House, at his earliest convenience, for information, a full and complete list of all expenditures of said office during the incumbency of said Phil C. Rosenbaum, itemizing the same by showing the date of expenditure, the amount expended, for what purpose expended, by whom the account was approved, and to whom the payment was made, itemizing each bill.

A memorial from the Taxpayers' League of Logan County was read and, upon motion of Mr. Doyle, was referred to the Committee of the Whole when the same shall sit for the consideration of H. B. No. 1.

The following bills were introduced and read the first time.

H. B. No. 55:

"An Act Requiring the City Clerks of Cities of the First Class to Keep a Journal and Record the Proceedings in the Council," by Mr. Merten.

H. B. No. 56:

"An Act Legalizing the Purchase of Real Estate Heretofore Made by Cities of the First-Class," by Mr. Merten.

H. B. No. 57:

"An Act to Amend Section 2, of Article 1, of Chapter 14, of the Laws of Oklahoma, 1893, Providing for the Purchase of Real Estate, Personal Property, and for Other Purposes," by Mr. Merten.

H. B. No. 58:

"An Act to Amend Section 3 and Section 4, of Article 2, Chapter 70, Statutes of 1893, Changing the Time of Listing Property," by Mr. Wilkins.

H. B. No. 59:

"An Act to Amend Section 1, Article 1, Chapter 44, Statutes of Oklahoma, 1895, and Section 22, of Article 1, of Chapter 72, of Statutes of 1893," by Mr. Walls.

H. B. No. 60:

"An Act to Amend Section 1, Chapter 18, Session Laws of Oklahoma Territory, 1895," by Mr. Smith, by request.

H. B. No. 61:

"An Act Authorizing the Board of County Commissioners of Garfield County to Adopt as a Basis, for the Purpose of Fixing the Amount to be Paid to the County Officers of Said County, Whose Salaries Are by Law Fixed Upon the Population of Said County, as Returned by the Assessors for the Year 1898, the Number of Inhabitants as Shown by the Returns of the County Assessor for the Year 1899," by Mr. McElrath.

H. B. No. 62:

"An Act to Amend Section 49, Chapter 15, Session Laws of 1897, and Repealing Section 45 of said Chapter 15, Session Laws of 1897," by Mr. Thomas.

H. B. No. 63:

"An Act to Repeal Section 8, Article 1, Chapter 41, Session Laws of Oklahoma Territory, 1895," by Mr. Thomas.

H. B. No. 64:

"An Act to Regulate the Fees of Jurors and Witnesses and to Repeal Section 47, and 48, of Session Laws of Oklahoma Territory of 1897," by Mr. Olmsted.

H. B. No. 65

"An Act Creating the Oklahoma Territorial Board of Agriculture, Providing for the Management thereof, and Making Appropriations therefor," by Mr. Olmsted.

Under the order of second reading of bills the following bills were read the second time and referred to committees as follows:

H. B. No. 51,

Committee on Judiciary.

H. B. No. 52,

Committee on Roads and Highways.

H. B. No. 53,

Committee on Banks and Banking.

H. B. No. 54,

Committee on Elections and Legislative Apportionment.

The appointment of the following committee clerks was announced by the chairmen of the several committees:

M. J. Weighlin, of Woodward, Committee on Banks and Banking.

Minnie Wood, of Enid, Committee on Asylums and Public Charities.

D. T. Vankirk, of Nesbitt, Committee on Roads and Highways.

J. W. Rickett, of Perkins, Committee on Compensation of Public Officials.

Bessie Olmsted, of Luther, Committee on Agriculture and Quarantine.

M. White, of Cleo, Committee on Railroads.

Lew Sargent, of Manchester, Committee on Penitentiary and Reformatory Institutions

The House then resolved itself into a Committee of the Whole for the consideration of

H. B. No. 12,

Mr Hadley in the chair.

The Committee of the Whole arose and reported having had under consideration,

H. B. No. 12,

With the recommendation that it do not pass.

Mr. Doyle moved,

That the report of the Committee of the Whole be adopted.

Upon which motion the roll was called with the following result:

Ayes, 17; nays, 8.

Those voting in the affirmative were:

Ballard, Doyle, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Clark, Combs, Duffy, Hadley, Smith, Thomas, Wails and Wood.

The report of the Committee of the Whole was declared adopted.

The House then took a recess till 2:00 o'clock P. M.

AFTERNOON SESSION.

The Ways and Means Committee reported upon,

H. B. No. 50,

Recommending that it do not pass.

The Ways and Means Committee reported upon,

H. B. No. 48, and,

H. B. No. 20,

Recommending that they do pass.

The Speaker directed that these bills be printed.

The Committee on Insurance reported upon,

H. B. No. 34,

Recommending that it do pass as amended.

The Committee on Insurance reported upon,,

H. B. No. 14,

Recommending that it do not pass.

The Committee on Banks and Banking reported upon,

H. B. No. 53 and

H. B. No. 15,

Recommending that they do not pass.

By unanimous consent, a communication from the City of Perry, concerning certain pending legislation, was read.

The House then resolved itself into a Committee of the Whole, with Mr. Jones in the chair.

The Committee arose and reported having considered,

H. B. No. 15,

And recommended that it do not pass.

A message was received from the Council, requesting the return of,

H. J. R. No. 4,

The request was granted.

The House again went into a Committee of the Whole.

The Committee of the Whole arose and, through its chairman,

Mr. Jones, reported it had had under consideration,

H. B. No. 8,

And recommended that it do pass as amended.

The report of the Committee of the Whole was adopted as a whole.

Moved by Mr. Hadley, that

H. B. No. 8,

Be considered engrossed and placed upon its third reading.

The motion prevailed and the bill was read the third time.

The question being upon the final passage of the bill, the roll was called with the following result:

Ayes, 22; nays, 2.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Merten and Vankirk.

The bill having received the required majority, it was declared passed.

Mr. Wails moved that,

H. B. No. 15,

Be considered engrossed and placed upon its third reading.

Mr. Doyle moved, as a substitute,

That the consideration of

H. B. No. 15,

Be indefinitely postponed.

The substitute prevailed.

Mr. Holliday introduced,

H. R. 19,

And moved its adoption.

H. R. No. 19 was adopted as follows:

“Whereas, The unseen conditions of life perpetually force themselves upon all people and communities; and,

Whereas, Their ever-changing front challenges first our admiration and then our painful regret; and,

Whereas, This community has suddenly been brought face to face with a most deplorable incident in the accidental death of the efficient and highly respected Assistant City Marshal of Guthrie, A. C. Bishop; therefore be it

Resolved, That this body now in session, employ this method of conveying to the people of Guthrie and community, and particularly to the bereaved family of A. C. Bishop, their high sense of regret at their loss, and as a mark of respect that this Resolution be spread upon the Journal of this House, and a copy transmitted to the family of the deceased."

The Resolution was adopted.

The roll was called upon a motion to adjourn, with the following result:

Ayes, 18; nays, 6.

Those voting in the affirmative were:

Clark, Combs, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Williamson, and Mr. Speaker.

Those voting in the negative were:

Ballard, Doyle, Duffy, Hadley, Wails, and Wilkins.

The motion prevailed and the House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Tenth Day.

Guthrie, Oklahoma Territory,
Thursday, January 19th, 1899.

MORNING SESSION.

The House was called to order at 9:00 o'clock by Speaker Reid.
Prayer by the Chaplain, Rev. Rankin.

The roll was called, all members being present except Mr. Scott.

The roll call of employees, all present but Mr. Nichols.

The Journal of the Ninth Day's proceedings was read and approved.

The Committee on Judiciary reported upon,
H. B. No. 4,

Recommending that it do pass.

The Committee on Judiciary reported upon
House Memorial No. 7,

And the report was adopted.

The Committee on Judiciary reported upon
H. B. No. 37, and,

H. B. No. 38,

Recommending that they do not pass.

The Committee on County and Township Organization reported back,

H. B. No. 45,

With the recommendation that it be referred to the Committee on Judiciary.

The bill was so referred.

The Committee on Roads and Highways reported favorably on,
H. B. No. 52.

The Committee on Municipal Corporations reported upon
H. B. No. 17,

Recommending that it do pass, and also upon,

H. B. No. 6,

Recommending that it do not pass.

The Committee on Elections was granted further time in which to prepare reports upon bills in its hands.

—The Committee on Asylums and Public Charities was granted further time in which to report on certain bills.

A petition from the Commercial Club of Perry was read and referred to the Committee of the Whole, when the same should sit for the consideration of

H. B. No. 1.

A petition from the Commercial Club of Perry was read and referred to the Committee on Quarantine.

Mr. Duffy introduced a petition which was read and referred to the Committee on Quarantine.

Mr. Holliday presented a petition which was read and referred to the Committee on Judiciary.

The following bills were introduced and read the first time.

By Mr. Hay:

H. B. No. 66, entitled,

“An Act Empowering the Board of County Commissioners to Designate the County Depository.”

By Mr. Holliday:

H. B. No. 67, entitled,

“An Act to Further Define and Limit the Duties and Powers of the Territorial Board of Equalization.”

By Mr. Stevens:

H. B. No. 68, entitled,

“An Act Providing for the Erection of a Monument to Perpetuate the Memory of Roy V. Cashion, and Making an Appropriation Therefor.”

By Mr. Hartshorn:

H. B. No. 69, entitled,

“An Act Legalizing the Changing of the Name of Mrs. Ella Lumpkins to Mrs. Ella Clarke.”

Mr. Olmsted presented a Resolution, which was amended and adopted as follows:

HOUSE RESOLUTION NO. 20.

By Mr. Olmsted,

“Whereas, Certain of the Territorial Educational Institutions, through official reports submitted to this Assembly, are asking various sums as appropriations, therefore be it

Resolved, That the Speaker of this House appoint a Committee of three to visit all the Territorial Educational Institutions, and to examine into and report upon their conditions and needs.”

The roll was called on the adoption of the Resolution with the following result:

Ayes, 14; Nays, 11.

Those voting in the affirmative were:

Clark, Holiday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Smith, Thomas, Wails and Mr. Speaker.

Bills on second reading were read the second time and referred to committees as follows:

H. B. No. 55,

Committee on Municipal Corporations.

H. B. No. 56,

Committee on Municipal Corporations.

H. B. No. 57,

Committee on Municipal Corporations.

H. B. No. 58,

Committee on Ways and Means.

H. B. No. 59,

Committee on Roads and Highways.

H. B. No. 60,

Committee on Judiciary.

H. B. No. 61,

Committee on Compensation of Public Officers.

H. B. No. 62,

Committee on Judiciary.

H. B. No. 63,

Committee on Judiciary.

H. B. No. 64,

Committee on Judiciary.

H. B. No. 65,

Committee on Ways and Means.

The House then went into a Committee of the Whole, with Mr. Ballard in the chair, for the consideration of bills on the calendar.

The Committee of the Whole arose and reported that it had had under consideration,

H. B. No. 1, and recommended that it do pass.

It was moved that the rules be suspended and

H. B. No. 1

Be considered engrossed and placed upon its third reading.

Upon this motion the roll was called with the following result:

Ayes, 15; nays, 10.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Holliday, Jones, Malley, McElrath, Olmsted, Smith, Thomas, Wails and Wood.

Those voting in the negative were:

Hartshorn, Hay, Koch, Merten, Sherer, Stevens, Vankirk, Wilkins, Williamson and Mr. Speaker.

The bill was read the third time.

The question being upon the final passage of,

H. B. No. 1,

The roll was called with the following result:

Ayes, 15; nays, 10.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Holliday, Jones, Malley, McElrath, Olmsted, Smith, Thomas, Wails and Wood.

Those voting in the negative were:

Hartshorn, Hay, Koch, Merten, Sherer, Stevens, Wilkins, Vankirk, Williamson and Mr. Speaker.

The bill, having received a majority, was declared passed.

Mr. Stevens then announced that he had been informed that the Hon. John W. Scott had died at 11:30 o'clock.

On motion the House adjourned till 3:00 o'clock P. M.

AFTERNOON SESSION.

The House convened at 3:00 o'clock.

A message was received from the Council, stating that the Council had concurred in,

H. C. R. No. 4.

A message was received from the Council stating that the President of the Council had appointed

Councilors Clarke, Hutto and Garrison

To act with a like committee from the House to take proper action regarding the death of Hon. John W. Scott.

On motion, the Speaker appointed the following committee to make all necessary arrangements concerning the remains of the Hon. John W. Scott while they remain in the city:

C. G. Jones, T. H. Doyle and W. H. Merten.

The following resolution was introduced by Mr. Jones:

HOUSE RESOLUTION NO. 21.

By Mr. Jones:

"Resolved, That the House has learned with profound regret of the death of the Honorable John W. Scott, Member of the House from the Seventh Representative District.

Resolved, That a Committee of three be appointed on the part of the House, to act with a like committee appointed by the Council, to make all necessary arrangements for the funeral, and to attend the remains to their final burial in the State of Kansas.

Resolved, That the House will set aside an hour at some future day for appropriate memorial services relating to the life and character of the deceased.

Resolved, That as a further mark of respect, the House do now adjourn."

The Resolution was adopted.

As the committee provided for in the Resolution, the Speaker appointed,

Jones, Olmsted and Doyle.

The House then adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Eleventh Day.

Guthrie, Oklahoma Territory,
Friday, January 20th, 1899.

MORNING SESSION.

The House met at 9:00 o'clock with a majority of the members present, the Speaker in the chair.

Prayer by the Chaplain.

An informal invitation was sent to the Council to be present at the funeral services to be held in the Representative Hall in memory of Representative John W. Scott of the 7th District at 3:00 P. M., January 20th, 1899.

The invitation was accepted.

The following members were designated to act as pall-bearers at the funeral of Representative Scott:

Messrs. Reid, Jones, Malley, Olmsted, Wilkins and Koch.

As a further mark of respect to the late John W. Scott, the House then adjourned till 2:00 o'clock P. M., Monday, January 23rd, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Twelfth Day.

Saturday, January 21st, 1899.

Thirteenth Day.

Sunday, January 22nd, 1899.

Fourteenth Day.

Monday, January 23rd, 1899.

AFTERNOON SESSION.

House met at 2:00 P. M.

Mr. Jones, on behalf of the Legislative Committee appointed to escort the remains, of Hon. John W. Scott to Iola, Kansas reported concerning the services held at Iola in memory of the departed member, and expressed the thanks of the friends and relatives of the deceased for the expressions of sympathy and respect shown by the Legislature.

By unanimous consent, the use of the Hall was granted for a joint meeting of the House and Council, for Tuesday P. M., at 2:00 o'clock.

Adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifteenth Day.

Guthrie, Oklahoma Territory,
Tuesday, January 24th, 1899.

AFTERNOON SESSION.

The House met pursuant to adjournment with all members present, the Speaker in the chair.

Prayer by the Chaplain.

The Journal for the 10th, 11th and 14th days was read and approved.

Mr. McElrath, Chairman of the Committee on Appropriations, announced the appointment of Susie McElrath as clerk of said Committee.

Mr. Malley presented a petition from farmers of Lincoln county, asking that a law be enacted to prohibit the sowing of Johnson grass.

The petition was laid over under the rules.

Petitions were presented by Messrs. Jones, Stevens, Vankirk, Wood and Holliday, asking for the enactment of an Equal Suffrage Law.

Mr. Sherer, chairman of the Committee on Enrolled and Engrossed Bills, reported that the Committee had examined,

H. B. No. 1 and 8 and,

H. R. No. 17,

And found them to be correctly enrolled.

The Committee on Medical and Sanitary Affairs reported upon,

H. B. No. 13 and 35 and 49,

Recommending that they do pass.

The Committee on Asylums and Reformatory Institutions reported on,

H. B. No. 16,

Recommending that it do not pass.

The following bills were introduced and read the first time:

By Mr. Hadley,

H. B. No. 70,

"An Act Providing for the Apointment of a Territorial Board of Equalization and Railroad Assessors."

By Mr. Holliday,

H. B. No. 71,

"An Act Making Appropriations for the Expenses for the Officers and Clerks of the Fifth Legislative Assembly."

By Mr. Williamson,

H. B. No. 72,

"An Act Amendatory of Sections 1 and 2, of Article 4, of Chapter 32, Session Laws of Oklahoma Territory, 1897, Entitled, 'An Act Amendatory of Sections 2 and 3, of Article 3, Chapter 43, Session Laws of Oklahoma Territory, 1895.'"

By Mr. Wood,

H. B. No. 73,

"An Act Amendatory of Section 2, Chapter 28, Laws of Oklahoma Territory, 1897, Regulating Pharmacy."

By Mr. Malley,

H. B. No. 74,

"An Act Fixing the Salaries of Territorial Officers and Limiting Expenditures for Contingent Expenses and Prohibiting the Issue of Warrants, or other Indebtedness therefor, and Providing a Penalty for the Violation thereof; and Prohibiting the Territorial Auditor from Auditing Excessive Claims, and Providing a Penalty for the Same."

By Mr. Hadley,

H. B. No. 75,

"An Act to Amend Section 3, of Chapter 18, Session Laws of 1897."

By Mr. Holliday,

H. B. No. 76,

"An Act to Repeal Section 49, Chapter 15, of the Session Laws of 1897."

By Mr. Holliday,

H. B. No. 77,

"An Act to Amend Section 4, Chapter 41, of the Session Laws of Oklahoma, 1895."

By Mr. Holliday,

H. B. No. 78,

"An Act to Repeal Section 45, Chapter 15, of the Session Laws of Oklahoma, 1897."

By Mr. Wilkins,

H. B. No. 79,

"An Act to Amend Section 47, of Chapter 15, Session Laws of 1897, Prescribing the Fees to be Paid to Witnesses."

By Mr. Jones,

H. B. No. 80,

"An Act Authorizing Cities and Towns to Issue Bonds for the Construction of Sewers, Water-works, Sanitary and Health Purposes, and the Improvement of Streets."

By Mr. Jones,

H. B. No. 81,

"An Act to Amend Article 1, of Chapter 43, of the Session Laws of Oklahoma of 1895, Relating to Territorial Board of Equalization."

By Mr. Jones,

H. B. No. 82,

"An Act Repealing Article 25, Chapter 68, of the Statutes of 1893."

By Mr. Jones,

H. B. No. 83,

"An Act Providing a Method for the Leasing of School and other Lands, Collecting the Rent thereof, and for other Purposes."

By Mr. Jones,

H. B. No. 84,

"An Act to Amend Sections 5, 20 and 47, of Chapter 35, of the Session Laws of 1895, Relating to Militia."

Mr. Jones offered a resolution setting apart the hour of 2:00 P. M. o'clock on Friday, January 22nd, as the time for holding appropriate Services in memory and recognition of the life and character of Hon. John W. Scott, late Representative from the 7th District.

The Resolution was adopted.

On motion of Mr. Jones,

The Speaker appointed a Committee of three, consisting of

Messrs. Jones, Ballard and Stevens,

To draft appropriate Resolutions concerning the death of Mr. Scott.

Bills on second reading were read the second time and referred to committees as follows:

H. B. No. 66,

Committee on Judiciary.

H. B. No. 67,

Committee on Judiciary.

H. B. No. 68,

Committee on Appropriations.

H. B. No. 69,

Committee on Judiciary.

On motion of Mr. Jones,

The House then resolved itself into a Committee of the Whole for the consideration of bills on the calendar,

With Mr. Vankirk in the chair.

The Committee of the Whole arose and reported having had under consideration certain bills, and recommended action thereon as follows:

That H. B. No. 4, do pass.

That H. B. No. 9, do not pass.

That H. B. No. 24, be re-submitted to the Committee on Quarantine.

That H. B. No. 48, do pass as amended.

Mr. Doyle moved,

That the report of the Committee of the Whole be adopted in its entirety.

The motion prevailed.

Mr. Jones moved,

That the rules be suspended and

H. B. No. 4

Be considered engrossed and read a third time and placed upon its final passage.

The motion prevailed.

H. B. No. 4,

Was read the third time.

The question being upon the final passage of

H. B. No. 4,

The roll was called with the following result:

Ayes, 14 nays, 9.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Jones, Malley, McElrath, Olmsted, Sherer, Smith, Thomas, Wails, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Hay, Holliday, Koch, Merten, Stevens, Vankirk, Wilkins and Wood.

The bill having received a majority, it was declared passed.

Mr. Doyle moved that the vote by which

H. B. No. 4,

Had passed the House be reconsidered, and that the motion to reconsider be laid upon the table.

The motion prevailed.

A message was received from the Council transmitting,
C. C. R. and M. No. 2,

For the signature of the Speaker under joint rule No. 9.

A message was received from the Council transmitting,
C. C. R. No. 4, engrossed.

A message was received from the Council transmitting,
C. B. No. 33 engrossed.

The Speaker signed,

C. C. R. and M. No. 2.

Notice was given of a joint meeting of the House and Council
committees on elections to be held in the Representative Hall at
2:00 o'clock P. M. for the consideration of certain measures.

On motion the House adjourned till 9:00 o'clock A. M.
Wednesday, January 25th, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Sixteenth Day.

Guthrie, Oklahoma Territory,
Wednesday, January 25th, 1899.

MORNING SESSION.

House called to order at 9:00 with the Speaker in the chair.
Prayer by the Chaplain.

Roll call showed all members present except Mr. Merten.
The Journal of the Fifteenth Day was read and approved.

Mr. Sherer, Chairman of the Committee on Elections reported
having considered,

H. B. No. 23,

And recommended that it be indefinitely postponed.

Also having considered,

H. B. No. 40,

And recommended that it do not pass.

Also having considered,

H. B. No. 41,

And recommend that Committee's substitute do pass.

The petition of Lincoln County farmers for preventing the
spread of Johnson Grass was read and referred to the Committee
on Agriculture.

The President of the Free Homes League extended an invita-
tion, by letter, to the Speaker and Members of the House to attend
a meeting of the Free Homes League to be held in Guthrie, Febru-
ary 23rd.

On motion the invitation was accepted by the House.

C. B. No. 33,

Was read and referred to the Committee on Medical and Sani-
tary Affairs.

C. C. R. No. 4,

Was read and amended,

It was then adopted as amended.

A message was received from the Council transmitting to the
House,

C. J. R. No. 1, engrossed.

A message was received from the Council transmitting to the House

C. B. No. 21, engrossed.

Bills on second reading were read the second time and referred to committees as follows.

H. B. No. 70,

Referred to Committee on Ways and Means.

H. B. No. 71,

Referred to Committee on Appropriations.

H. B. No. 72,

Referred to Committee on Ways and Means.

H. B. No. 73,

Referred to Committee on Medical and Sanitary Affairs.

H. B. No. 74,

Referred to Committee on Compensation of Public Officers.

H. B. No. 75,

Referred to Committee on Judiciary.

H. B. No. 76,

Referred to Committee on Judiciary.

H. B. No. 77,

Referred to Committee on Judiciary.

H. B. No. 78,

Referred to Committee on Judiciary.

H. B. No. 79,

Referred to Committee on Criminal Jurisprudence.

H. B. No. 80,

Referred to Committee on Municipal Corporations.

H. B. No. 81,

Referred to Committee on Judiciary.

H. B. No. 82,

Referred to Committee on Judiciary.

H. B. No. 83,

Referred to Committee on Public Lands.

H. B. No. 84,

Referred to the Committee on Military.

H. B. No. 48,

Was read second time.

Mr. Jones moved that,

H. B. No. 48-

Be considered engrossed, read third time and placed on its passage.

Motion carried.

H. B. No. 48,

Was read the third time.

The question being on the final passage, a vote was taken with the following result:

Ayes, 23; nays 1.

Those voting in the affirmative were:

Ballard, Clark, Combs, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Mr. Duffy.

Mr. Jones moved,

That the House resolve itself into a Committee of the Whole for the purpose of considering bills on the calendar.

The motion carried and Mr. Merten took the chair.

After the Committee arose, Mr. Merten made the following report:

The Committee of the Whole having had under consideration H. Bs. No. 11, 17 and 20, recommend

That H. B. No. 11 do pass as amended by the Judiciary Committee.

That H. B. No. 17 do pass.

That H. B. No. 20 do pass as amended.

On motion of Mr. Ballard,

The report of the committee was adopted.

Mr. Ballard moved,

That the rules be suspended and that,

H. B. No. 17,

Be considered engrossed, read third time and placed on its final passage.

Motion prevailed.

The vote taken resulted in the passage of the bill, the vote being:

Ayes, 22; nays, 3.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were

Combs, Duffy and Mr. Speaker.

Mr. Koch moved,

That the rules be suspended and that,

H. B. No. 20

Be considered engrossed, read third time and placed on its final passage.

On a vote being taken, all members voted for the passage of the bill.

— Mr. Jones moved,

That the rules be suspended and that,

H. B. No. 11,

Be considered engrossed, read the third time and placed on its final passage.

On vote being taken the bill passed, the vote being.

Ayes, 20; nays, 5.

Those voting in the affirmative were:

Clark, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Wood and Mr. Speaker.

Those voting in the negative were :

Ballard, Combs, Doyle, Merten and Williamson.

Mr. Ballard moved that the consideration of,

H. B. No. 16,

Be made a special order for Tuesday, February 8th, at 2 P. M.

The motion was lost.

Mr. Doyle moved that,

H. B. No. 20,

Be reconsidered, and that motion to reconsider be laid on the table.

Motion was lost.

On motion of Mr. Thomas,

The House adjourned to meet at 10:00 o'clock A. M. Thursday, January 26, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Seventeenth Day.

Guthrie, Oklahoma Territory,
Thursday, January 26, 1899.

MORNING SESSION.

The House was called to order at 10:00 o'clock with the Speaker in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Sixteenth Day was read, corrected and approved.

Mr. Combs presented a petition of Pottawatomie County farmers relating to quarantine, which was laid over under the rules.

Mr. Doyle presented the credentials of T. J. Leahy, the delegate elected from the Osage Nation, which were referred to the Committee on Elections.

The Committee on Appropriations report that they have considered,

H. B. No. 71,

And recommend that it do pass.

The Committee on Quarantine report that they have considered

H. B. No. 24,

And recommend that it do pass as amended.

On motion of Mr. Doyle, the consideration of,

H. B. No. 71 was made a special order for 2:00 P. M. o'clock today.

Introduction of bills:

By Mr. Ballard:

H. B. No. 85,

"An Act Amendatory of Chapter 70, Statutes of Oklahoma, Entitled 'Revenue.'"

By Mr. Wails:

H. B. No. 86,

"An Act to Provide for the Registration of Graduates in Pharmacy."

By Mr. Holliday:

H. B. No. 87,

"An Act to Repeal Sections 16, 17, 18, and 19, of Chapter 31, of the Session Laws of Oklahoma 1897, Relating to 'Quarantine Regulations.'"

By Mr. Wood:

H. B. No. 88,

"An Act to Provide for the Registration of Deaths in Oklahoma Territory, and Requiring Certificates of Death."

By Mr. Holliday:

H. B. No. 89,

"A Bill to be Entitled 'An Act in Regard to Stealing Saddles, Bridles and Harness.'"

By Mr. Merten:

H. B. No. 90,

"An Act to Amend Section 11, of Article 58, of Chapter 25, of the General Statutes of 1893, Relating to Removing and Disposing of Mortgaged Chattels."

By Mr. Merten:

H. B. No. 91,

"An Act to Amend General Section 5644, Section 2, Article 10, of Chapter, 70, of the Statutes of Oklahoma of 1893."

By Mr. Merten:

H. B. No. 92,

"An Act Concerning the Taxation of Property of Building and Loan Associations Doing Business in the Territory of Oklahoma."

By Mr. Merten:

H. B. No. 93,

"An Act to Amend General Section 1745 of the Statutes of Oklahoma Relating to Coroner's Inquests."

By Mr. Merten:

H. B. No. 94,

"An Act to Amend Section 4 of Chapter 8, of the Session Laws of 1897."

By Mr. Wood:

H. B. No. 95,

"An Act Amending Section 672 of the Code of Civil Procedure of Oklahoma Territory and Repealing Section 674 of said Code, Relating to Divorces."

By Mr. Hadley:

H. B. No. 96,

"An Act Amendatory to and Supplementary of Chapter 17, Laws of 1897, Approved March 12th, 1897."

C. J. R. No. 1,

Was read and referred to Committee on Judiciary.

C. B. No. 21,

Was read and referred to the Committee on Railroads.

On motion of Mr. Jones,

Rule 70 was added to the list of House rules.

Rule 70 reads as follows:

"It shall be the duty of the clerk on Enrolled Bills to Enroll, or cause to be Enrolled, in a legible and fair round hand, without erasure or interlineation, and subject to the approval of the Committee on Enrolled Bills, all House Bills and Joint Resolutions which have been passed by the Houses, and it shall be the duty of the Chief Enrolling and Engrossing Clerk to see that all conversation is suppressed in the Enrolling and Engrossing Room, and he shall not permit any person other than his assistants and members of the House to enter the Enrolling and Engrossing Rooms at any time for any purpose, and that the said Clerk shall have complete charge, control and direction of the said Enrolling and Engrossing Room."

The Chairman of the Committee on Medical and Sanitary Affairs recommended that,

C. B. No. 33,

Do pass as amended.

Mr. Doyle moved the House now resolve itself into a Committee of the Whole for the purpose of considering bills on the calendar.

Mr. Duffy took the chair.

Mr. Duffy, Chairman of the Committee of the Whole House, reported that they had considered H. Bs. No. 34 and 43, and recommended that

H. B. No. 34,

Be re-committed to the Committee on Judiciary; that,

H. B. No. 43

Do pass as amended.

On motion of Mr. Wails,

The report of the Committee of the Whole was adopted.

On motion of Mr. Jones,

The House adjourned till 2:00 o'clock P. M.

AFTERNOON SESSION.

H. B. No. 71,

Being a special order for 2:00 o'clock, was read second time.

Mr. Jones moved,

That the House resolve itself into a Committee of the Whole for the purpose of considering,

H. B. No. 71.

Mr. Hay, Chairman of the Committee of the Whole House,

reported that the Committee of the Whole have considered,

H. B. No. 71,

And recommended that it do pass.

On motion of Mr. Jones,

The report of the Committee was adopted.

Mr. Stevens moved that the rules be suspended, an emergency be declared and that,

H. B. No. 71,

Be placed on its third reading and final passage.

The motion prevailed.

The vote on the final passage of the bill resulted in

Ayes 23, and nays 2.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood, and Mr. Speaker.

Those voting in the negative were:

Ballard, and Smith.

Mr. Doyle moved,

That the vote by which,

H. B. No. 71,

Passed be reconsidered, and the motion be laid on the table.

The motion prevailed.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar, with Mr. Smith in the chair.

Mr. Smith, Chairman of the Committee of the Whole reported that the Committee of the Whole had considered

H. Bs. No. 52, 13 and 35, and recommended that

H. B. No. 52 do pass,

That H. B. No. 13 do pass as amended and that

H. B. No. 35 do pass as amended.

On motion of Mr. Jones,

The report of the Committee was adopted.

On motion of Mr. Jones,

The House adjourned until 9 o'clock.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Eighteenth Day.

Guthrie, Oklahoma Territory,
Friday, January 27, 1899.

MORNING SESSION.

The House was called to order at 9:00 o'clock with the Speaker in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Merten.

Roll call of employees showed all present except Ewing and Drake.

The Journal of the Seventeenth Day was read and approved.

The Chairman of the Committee on Ways and Means reported that his Committee had considered,

H. B. No. 65 and 72 and recommended that

H. B. No. 65 do pass, and that

H. B. No. 72 do pass.

The Chairman of the Committee on Railroads reported that his Committee had considered,

H. B. No. 31,

And recommended that it do not pass.

The Chairman of the Committee on Judiciary reported that his Committee had considered

H. B's. No. 19, 21, 36, 62 and 63, and recommended that

H. B, No. 19 do not pass,

That H. B. No. 21 do not pass,

That H. B. No. 36 be referred to the Chairman of the Committee on Appropriations,

That H. B. No. 62 do not pass and that

H. B. No. 63, do not pass.

The Chairman of the Committee on Compensation of Public Officers reported that his Committee had considered

H. B. No. 74, and, H. B. No. 61, and recommended that,

H. B. No. 74 do pass and that

H. B. No. 61 do not pass.

The Chairman of the Committee on Municipal Corporations reported that his committee had considered,

H. B's. No. 3, 10, 55 and 80, and made the following recommendations:

That H. B. No. 3 do pass,

That H. B. No. 10 do pass as amended,

That H. B. No. 55 do pass, and

That H. B. No. 80 do not pass.

The Chairman of the Committee on Criminal Jurisprudence reported that his Committee had considered

H. B's. No. 42, 47, 22, 18, 2, and 28, and made the following report:

That H. B. No. 42 do not pass,

That H. B. No. 47 do pass,

That H. B. No. 22 do not pass,

That H. B. No. 18 do pass,

That H. B. No. 2 do not pass, and

That H. B. No. 28 do pass.

The Chairman of the Committee on Insurance reported that his Committee had considered

H. B. No. 27 and recommended that the committee's substitute for the same do pass.

The Chairman of the Committee on Engrossed Bills reported that his Committee had examined

C. C. R. No. 4 and H. B. No. 4 and found the same to be correct.

Mr. Hay introduced

H. B. No. 97:

"An Act Amending Sections 4, 11, 17, 27, 33, 38, 45, 47, and 48 of Chapter 15, of the Session Laws of Oklahoma Territory of 1897, entitled 'An Act to Regulate Fees and Salaries of County Officers and for other Purposes.'"

Mr. Jones introduced,

H. B. No. 98:

"An Act to Reward the Arrest and Conviction of Stock Thieves and for other Purposes."

Mr. Jones introduced,

H. B. No. 99:

"An Act to Authorize the Lexington and Purcell Bridge Co., to Construct and Maintain a Bridge over that part of the South Canadian River in Oklahoma Territory near Lexington, Oklahoma Territory."

Mr. Jones, on behalf of the citizens of Oklahoma City, extended an invitation to the members and employees of the House to visit that city, Sunday, February 4.

On motion of Mr. Doyle,

The invitation was accepted by the House.

A letter was read from the County Weigher of Payne County and referred to the Committee on Judiciary.

Under head of bills on second reading the following bills were read and referred to the following committees:

H. B. No. 85,

Was referred to Committee on Ways and Means.

H. B. No. 86,

Was referred to Committee on Medical and Sanitary Affairs.

H. B. No. 87,

Was referred to Committee on Quarantine.

H. B. No. 88,

Was referred to Committee on Medical and Sanitary Affairs.

H. B. No. 89;

Was referred to Committee on Criminal Jurisprudence.

H. B. No. 90,

Was referred to Committee on Judiciary.

H. B. No. 91,

Was referred to Committee on Judiciary.

H. B. No. 92,

Was referred to Committee on Ways and Means.

H. B. No. 93,

Was referred to Committee on Judiciary.

H. B. No. 94,

Was referred to Committee on Judiciary.

H. B. No. 95,

Was referred to Committee on Judiciary.

H. B. No. 96,

Was referred to Committee on Insurance.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar.

Mr. McElrath took the chair.

Mr. McElrath, Chairman of the Committee of the Whole House reported that the Committee of the Whole had considered

C. B. No. 33 and H. Bs. No. 5, 32, 33, 24, 14 and 6, and recommended that

C. B. No. 33 be recommitted to the Committee on Medical and Sanitary Affairs,

That H. B. No. 5 do not pass,

That further consideration of H. B. No. 32 be indefinitely postponed,

That further consideration of H. B. No. 33 be indefinitely postponed,

That the consideration of H. B. No. 24 be made a special order for Tuesday, January 31, at 10:00 o'clock,

That H. B. No. 14 do pass, and,

That H. B. No. 6 do pass as amended.

On motion of Mr. McElrath,

The House adjourned until 2:00 o'clock.

AFTERNOON SESSION.

Chaplain read 9th Psalm and offered prayer.

Mr. Jones offered the following Resolution:

"Resolved, That in the death of Hon. John W. Scott, late Representative from the Seventh District, the Territory of Oklahoma has suffered an irreparable loss. His long and honorable career in public service and his high character as a man, commended our profound admiration. While expressing our deep regret at the great loss we have sustained, we extend our deepest sympathy to the family and friends.

Resolved, That the Clerk of the House be instructed to prepare an enrolled copy of this Resolution and transmit it to the surviving widow of Representative Scott.

Resolved, That as a further mark of respect, this House do now adjourn."

The following members of the Assembly made speeches in memory of the late Hon. John W. Scott:

Messrs. Jones, Merten, Wood, Malley, McElrath, Stevens, Smith, Doyle, Olmsted, Holliday, Williamson and Mr. Speaker.

On motion of Mr. Jones,

The Resolution was adopted. The Chief Clerk was instructed to furnish a copy of the Resolution to the Council.

On motion of Mr. Jones,

The House adjourned until 7:30 P. M.

EVENING SESSION.

Mr. Jones moved to take up House bills that had been reported unfavorably.

The motion prevailed.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills reported unfavorably.

Mr. Clark took the chair.

Mr. Clark, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. Bs. No. 50, 16, 31, 21, 19, 2, 53, 37, 40, 38, 22, 63, 62, 61, 80, 42 and recommended

That H. B. No. 50 do not pass,

That H. B. No. 16 be recommitted to the Committee on Asylums and Public Charities,

That H. B. No. 31 do not pass.

That H. B. No. 21 be recommitted to the Committee on Judiciary.

That H. B. No. 19 be recommitted to the Committee on Judiciary.

That further consideration of H. B. No. 2 be indefinitely postponed.

That H. B. No. 53 be recommitted to Committee on Banks and Banking.

That H. B. No. 37 do not pass,

H. B. No. 40 do not pass.

That further consideration of H. B. No. 38 be indefinitely postponed,

That H. B. No. 22 do not pass,

That H. B. No. 63 do not pass,

That H. B. No. 62 do not pass,

That H. B. No. 61 do not pass,

That H. B. No. 80 be recommitted to the Committee on Municipal Corporations.

That further consideration of H. B. No. 42 be indefinitely postponed.

Messenger from the Council transmitted

C. B. No. 69,

Which had passed the Council.

On motion of Mr. Jones, the report of the Committee was adopted.

Mr. McElrath introduced

H. B. No. 100, entitled,

"An Act to Provide for the Filling of Vacancies in the Legislative Assembly Caused by Death, Resignation or Removal of Members Thereof."

On motion of Mr. Doyle

The rules were suspended and

H. B. No. 100

Was passed to its second reading.

On motion of Mr. Jones,
The rules were further suspended, and
H. B. No. 100

Was read section by section.

On motion of Mr. Doyle
The rules were suspended, an emergency declared, and
H. B. No. 100

Was considered engrossed and placed on its third reading and
final passage.

The vote resulted in

Ayes, 16; nays, 6.

Those voting in the affirmative were:

Clark, Doyle, Hay, Holliday, Jones, Koch, Malley, McElrath,
Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood,
and Mr. Speaker.

Those voting in the negative were:

Combs, Duffy, Hadley, Smith, Thomas and Wails.

H. B. No. 100

Was read the third time.

The vote on the final passage of

H. B. No. 100

Resulted in

Ayes, 18; nays, 5.

And the bill was declared passed.

Those voting aye were:

Ballard, Clark, Doyle, Duffy, Hay, Holliday, Jones, Koch, Mal-
ley, McElrath, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Will-
iamson, Wood and Mr. Speaker.

Those voting nay:

Combs, Hadley, Smith, Thomas and Wails.

Mr. Jones moved

That the vote by which

H. B. No. 100

Passed be reconsidered and that the motion to reconsider be
laid on the table.

The motion prevailed.

On motion of Mr. Jones the House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID. Speaker.

Nineteenth Day.

Guthrie, Oklahoma Territory,
Saturday, January 28, 1899.

MORNING SESSION.

The House was called to order at 9:00 o'clock with the Speaker in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Hartshorn.

Roll call showed all employees present.

The Journal of the Eighteenth Day was read and approved.

The Chairman of the Committee on Appropriations reported that his committee had considered

H. Bs. No. 68 and 36, and recommended that

H. B. No. 68 do pass, and that

H. B. No. 36 do not pass.

The Chairman of the Committee on Medical and Sanitary Affairs reported that his Committee had considered

H. Bs. No. 73 and 86 and C. B. No. 33 and recommended

That H. B. No. 73 do pass.

That H. B. No. 86 do not pass, and

That C. B. No. 33 do pass as amended.

The Chairman of the Committee on Engrossed Bills reported that his Committee had examined

H. Bs. No. 71, 17, 20 and 48, engrossed and found the same to be correct.

The Chairman of the Committee on Roads and Highways reported that his Committee had considered

H. B. No. 59 and recommended that it do pass.

Mr. Duffy introduced,

H. B. No. 101,

"An Act to Regulate the Rate of Interest in the Territory of Oklahoma and Provide Penalties for the Violation of the Same and Repeal all Laws in Conflict Therewith."

Mr. Koch introduced,

H. B. No. 102,

"An Act Pertaining to Mutual Insurance Companies."

Mr. Jones introduced a Resolution of the Mayor and City Council of Oklahoma City, which was laid over under the rules.

C. B. No. 69,

Was read first time

And ordered placed on the calendar for second reading.

The following bills were read the second time and referred to the following committees.

H. B. No. 97,

Was referred to the Committee on Compensation of Public Officers.

H. B. No. 98,

Was referred to the Committee on Criminal Jurisprudence.

H. B. No. 99,

Was referred to the Committee on Roads and Highways.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purposes of considering bills on the calendar.

The Chief Clerk of the Council transmitted the information that the Council had concurred in the House amendments to

C. C. R. No. 4.

Mr. Ballard, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. Bs. No. 18 and 49 and recommended

That H. B. No. 18 do pass, and

That H. B. No. 49 be recommitted to the Committee on Medical and Sanitary Affairs.

On motion of Mr. Holliday,

The report of the Committee was adopted.

Mr. Doyle introduced

H. B. No. 103,

"An Act to Provide for the Delegates to the Legislature from the Indian Reservations."

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. Bs. No. 13 and 100

And had found the same to be correct.

Mr. Jones moved

That the rules be suspended and that the House take up

C. B. No. 69

For second reading.

The motion prevailed and

C. B. No. 69

Was referred to the Committee on Municipal Corporations.

H. B. No. 13 was read third time.

Mr. Doyle moved that

H. B. No. 13

Be re-engrossed to conform with an amendment of Committee of the Whole.

The motion prevailed.

On motion of Mr. Doyle

The Sergeant-at-Arms was instructed to procure a bill-holder for each member.

The Speaker appointed

Mr. McElrath, Mr. Wilkins and Mr. Olmsted,

As a Committee to visit the Territorial Institutions of learning to investigate proposed appropriations.

On motion of Mr. Jones

The House adjourned until Monday, January 30th, at 2:00 P. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Twentieth Day.

Sunday, January 29th, 1899.

Twenty-first Day,

Guthrie, Oklahoma Territory,
Monday, January 30th, 1899.

AFTERNOON SESSION.

The House was called to order at 2:00, with the Speaker in the chair.

Prayer by Rev. Billings.

Roll call showed all members present.

Roll call of employees showed all present except Watkin.

The Journal of the Nineteenth Day was read and approved.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 71,

With the information that the bill had passed the Council.

Also C. B. No. 16,

Which had passed the Council.

A petition from Cleveland County farmers relating to quarantine line was presented by Mr. Wails, and laid over under the rules.

The Chairman of the Committee on Municipal Corporations reported that his Committee had considered.

C. B. No. 69

And recommended that it do pass as amended.

The Chairman of the Committee on Engrossed Bills reported that his Committee had examined

H. Bs. No. 6, 11, 13, 14, 35, 43 and 52

And found the same to be correctly engrossed.

Mr. McElrath introduced

H. B. No. 104,

"An Act for the Protection of the Records of the Several Counties of the Territory of Oklahoma, and Regulating the Business of Abstracting Thereto."

Mr. Stevens introduced,

H. B. No. 105,

"An Act to Legalize and Cure Defective Acknowledgements of Instruments Affecting Real Property."

Mr. Stevens introduced,

H. B. No. 106,

"An Act Amending Section 33, Chapter 8, Laws of 1897."

Mr. Jones introduced,

H. B. No. 107,

"An Act Concerning Elections."

Mr. Jones introduced,

H. B. No. 108,

"An Act Providing for the Foreclosure of Mortgages on Real Estate and Prescribing the Order of Sale when Parcels have been Sold Subsequent to the Execution of the Mortgage."

Mr. Doyle introduced

H. B. No. 109,

"An Act Concerning the Transmission and Delivery of Telegraphic Messages, Regulating the Charges Therefor Between Points Within this Territory and Prescribing Penalties for Violation Thereof."

Mr. Holliday introduced

H. B. No. 110,

"An Act Requiring All Railroad Companies Operating in Oklahoma Territory to Fence the Right-of-Way, Put in Cattle Guards and Provide Suitable Crossings."

Mr. Merten introduced,

H. B. No. 111,

"An Act Providing for the Time and Manner of Meeting of the Board of County Commissioners, and the Compensation of County Commissioners, and Their Duties."

Mr. Merten introduced,

H. B. No. 112,

"An Act to Provide for a Territorial Geologist and Establish a Department of Geology and Natural History in the Territory of Oklahoma."

Mr. Malley introduced a Resolution, which was read and is as follows:

"Resolved, That the Chief Clerk be directed to request the Leader Printing Company to furnish the House with a statement of the amounts charged for the printing of the Rules for the House and the total expense for the printing of the House Calendars to date; also, the amounts charged per page for the printing of the calendar of the House.

Resolved, That the Chief Clerk be further directed to request The State Capital Printing Company to furnish the House with information as to the cost of all printing done for the House to

date; also the amount charged per page for the printing of House Bills."

On motion of Mr. Jones

The Resolution was adopted as read.

C. B. No. 16

Was read and referred to the Committee on Ways and Means.

A Memorial from the Statehood Convention was received and laid over under the rules.

The following bills were read the second time and referred to the following committees :

H. B. No. 101,

Referred to Committee on Banks and Banking.

H. B. No. 102,

Referred to Committee on Insurance.

H. B. No. 103,

Referred to Committee on Judiciary.

On motion of Mr. Wails,

H. B. No. 13

Was read the third time and placed on its final passage.

The vote on the final passage of the bill resulted in,

Ayes, 23; nays, none.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Malley,

H. B. No. 43

Was placed on its third reading and final passage.

The vote on the final passage of the bill resulted in

Ayes, 21; Nays, 2.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were:

Ballard and Mr. Speaker.

On motion of Mr. Jones

H. B. No. 6

Was placed on its third reading and final passage.

The vote on the final passage of the bill resulted in

22 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones,

Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Smith.

On motion of Mr. Jones,

H. B. No. 35,

Was read third time and ordered to be engrossed, to conform to the committee amendments.

On motion of Mr. Jones,

H. B. No. 52,

Was placed on its third reading and final passage.

The vote on the final passage of the bill resulted in

20 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Mr. Thomas.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar.

Mr. Vankirk took the chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered,

H. B's. No. 3, 47 and 27, and recommended

That H. B. No. 3 do not pass,

That H. B. No. 47 do pass,

That H. B. No. 27 do pass as amended.

Mr. Jones moved that,

H. B. No. 3,

Be ordered engrossed.

Motion carried,

Ayes, 15, and nays, 8.

Those voting in the affirmative were:

Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Holliday, Smith and Thomas.

Message from the Council.

The Messenger from the Council transmitted,
H. B. No. 7

With information that the Council had stricken out the enacting
clause.

Message from the Council.

The Messenger from the Council transmitted,
C. C. R. No. 4,

Enrolled for the signature of the Speaker.

On motion of Mr. Jones,

The House adjourned until 9:00 o'clock.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Twenty-second Day.

Guthrie, Oklahoma Territory,
Tuesday, January 31st, 1899.

MORNING SESSION.

The House was called to order at 9:00 o'clock with the Speaker in the chair.

Prayer by Rev. Billings.

Roll call showed all members present except Clark.

Roll call showed all employees present except Rev. Rankin.

The Journal of the Twenty-first Day was read and approved.

Mr. Sherer, Chairman of the Committee on Elections, reported that his Committee had considered the certificate of election of T. L. Leahy, of the Osage Nation, and reported the same back to the House without recommendation.

The petition of Cleveland county farmers relating to quarantine was read the second time and referred to the Committee on Quarantine.

The Memorial from the Delegates to the Statehood Convention was referred to the Committee of the Whole and laid on the table.

The following bills were introduced and read first time:

By Mr. Duffy,

H. B. No. 113,

"An Act to Repeal Article 9, of Chapter 34, of the Session Laws of 1897, and Directing Certain Officers to Take no Further Action upon any Instrument in Writing Executed Thereunder."

By Mr. Malley,

H. B. No. 114,

"An Act Amendatory of General Section 5798, Section 22, of Article 3, Chapter 73, of the Laws of 1893, entitled 'An Act for the Support and Regulation of Common Schools.'"

By Mr. Olmsted,

H. B. No. 115,

"An Act to Amend Section 15 of Chapter 73, entitled 'District Officers,' of the Statutes of 1893."

By Mr. Hartshorn,

H. B. No. 116,

"An Act to Provide for Trial of all Cases Arising under Town Ordinances by Town Justice of the Peace, Without the Intervention of a Jury."

Mr. Jones moved,

That in compliance with;

C. C. R. No. 4,

The Speaker be authorized to select members of the Joint Investigating Committee.

Mr. Clark moved, as a substitute,

That the House elect this Committee;

The substitute was lost, the vote being

8 ayes and 17 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith and Thomas.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On vote, the original motion prevailed and the Speaker appointed,

Jones, Stevens and Williamson.

Mr. Doyle moved,

That the vote by which the Speaker was authorized to appoint the Committee on Investigation be reconsidered.

On motion of Mr. Jones,

The motion was laid on the table.

The following bills were read second time and referred to the following committees:

H. B. No. 104,

Referred to Committee on Judiciary.

H. B. No. 105,

Referred to Committee on Judiciary.

H. B. No. 106,

Referred to Committee on Judiciary.

H. B. No. 107,

Referred to Committee on Elections.

H. B. No. 108,

Referred to Committee on Judiciary.

H. B. No. 109,

Referred to Committee on Criminal Jurisprudence.

H. B. No. 110,

Referred to Committee on Railroads.

H. B. No. 111,

Referred on Committee on Compensation of Public Officers.

H. B. No. 112,

Referred to Committee on Education.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar, with Mr. Thomas in the chair.

Mr. Thomas, Chairman of the Committee of the Whole House, reported that the Committee of the Whole had considered

H. B's. No. 59 and 65, and recommended,

That H. B. No. 59 do pass as amended,

That they report progress on H. B. No. 65 and ask leave to sit again.

On motion of Mr. McElrath,

H. B. No. 27,

Was ordered engrossed.

On motion of Mr. Wails

H. B. No. 59,

Was ordered engrossed.

On motion of Mr. Jones,

The House adjourned.

AFTERNOON SESSION.

House called to order at 2:00 o'clock P. M. with the Speaker in the chair.

On motion of Mr. Wails,

H. B. No. 24,

Was made a special order for Wednesday, February 1 at 10:00

A. M.

The Speaker signed,

C. C. R. No. 4.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee has considered,

H. B's. No. 85, 70 and 93, and C. B. No. 16, and recommended

That C. B. No. 16 do pass,

That H. B. No. 85 do not pass.

That H. B. No. 70 do not pass,

That H. B. No. 93 do pass.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar, with Mr. Olmsted in the chair.

Mr. Olmsted, Chairman of the Committee of the Whole House reported that the Committee of the Whole had considered

H. B's. No. 74, 28 and 73, and recommended.

That the Committee report progress on H. B. No. 74, and beg leave to sit again,

That H. B. No. 28 do pass as amended,

That H. B. No. 73 do pass.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed,

C. C. R. No. 4.

The Messenger from the Council transmitted,

C. B. No. 70,

Which had passed the Council.

On motion of Mr. Ballard,

The House adjourned to meet at 9:00 o'clock, February 1.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Twenty-third Day.

Guthrie, Oklahoma Territory,
Wednesday, February 1st, 1899.

MORNING SESSION.

House was called to order at 9:00 o'clock with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Doyle and Koch.

Roll call of employees showed all present except Tyler.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council, complying with the requirements of

C. C. R. No. 4,

Had appointed the following Committee:

Councillors Biddison, Hutto and Clarke.

The Messenger from the Council transmitted

C. B. No. 59,

Engrossed, which had passed the Council.

Also,

C. B. No. 15,

Which had passed the Council.

The Journal of the Twenty-second Day was read, corrected and approved.

Mr. Merten, Speaker pro tem took the Chair.

Mr. Stevens, the Chairman of the Committee on Judiciary, made the following report:

That his committee had considered the petition of the County Weigher of Payne County and returned the same to the House without recommendation.

Also that his Committee had considered,

H. B's. No. 19, 60, 64, 67, 69, 75, 76, 77, 78, 81, 82, 90, 92 and 94.

And made the following recommendations:

That H. B. No. 19 be returned without recommendation.

That Substitute for H. B. No. 60 do pass,
That H. B. No. 64 be referred to the Committee on Criminal Jurisprudence,

That H. B. No. 67 be returned without recommendation,

That H. B. No. 69 do pass as amended,

That H. B. No. 75 do not pass,

That H. B. No. 76 do not pass,

That H. B. No. 77 do pass as amended,

That H. B. No. 78 do pass,

That H. B. No. 81 be returned without recommendation,

That H. B. No. 82 do pass,

That H. B. No. 90 do pass as amended,

That H. B. No. 92 do pass as amended, and

That H. B. No. 94 do pass.

The Speaker ordered that

H. B. No. 64,

Be referred to the Committee on Criminal Jurisprudence.

Mr. Hartshorn, Chairman of the Committee on Railroads, reported that his Committee had considered

H. B's. No. 29 and 110,

And recommended

That H. B. No. 29 do pass, and

That H. B. No. 110 do not pass.

Mr. Sherer, the Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 3 and 71

Engrossed and found the same to be correct.

Mr. Vankirk, Chairman of the Committee on Roads and Highways, reported that his Committee had considered

H. B. No. 99

And recommended that it do pass.

The following bills were introduced and read first time:

By Mr. Hadley:

H. B. No. 117,

"An Act Amendatory of an Supplemental to Article 5, Chapter 73, Statutes of Oklahoma."

By Mr. Wails,

H. B. 118,

"An Act to Amend Section 7, Chapter 21, Session Laws of 1897, Pertaining to Clerks and Janitors."

By Mr. Wood,

H. B. No. 119,

"An Act Providing for the Dissection of the Dead, for the Advancement of Medical and Anatomical Science, and Procuring Subjects therefor."

By Mr. Combs,

H. B. No. 120,

"An Act Amendatory and Supplemental to 'An Act to Provide for a Public Weigher in each County in Oklahoma Territory, and Prescribing his duties.'"

By Mr. Jones,

H. B. 121,

"An Act Prescribing the Duties of County Surveyors."

By Mr. Sherer,

H. B. No. 122,

"An Act Amendatory of Chapter 47, Statutes of 1893, being An Act Entitled 'Liquors,' and Amendatory of Chapter 22, Session Laws of 1897, being An Act Entitled 'Liquor Traffic.'"

By Mr. Holliday:

H. B. No. 123,

"An Act to Repeal Section 874, of Article 18, of 'An Act to provide a Code of Civil Procedure for the Territory of Oklahoma,' being Chapter 66, and General Section 4553 of the General Statutes of the Territory of Oklahoma, A. D., 1893."

C. B's. No. 15, 70, and 59 were read first time.

The following bills were read second time and referred to the following committees:

H. B. No. 113,

Referred to Committee on Judiciary.

H. B. No. 114,

Referred to Committee on Education.

H. B. No. 115,

Referred to Committee on Education.

H. B. No. 116,

Referred to Committee on Municipal Corporations.

On motion of Mr. Stevens,

The consideration of

H. B. No. 68

Was made a special order for Wednesday, February 8th, at 2 P. M.

On motion of Mr. Wails,

H. B. No. 73,

Was ordered engrossed.

On motion of Mr. Jones,

The consideration of

H. B. No. 65

Was made a special order for Thursday, February 2nd, at 10:00

A. M.

Mr. Hadley moved,

That the rules be suspended, that

H. B. No. 28

Be considered engrossed and placed on its third reading and final passage.

The motion prevailed.

The vote on the suspension of the rules resulted in 17 ayes, 4 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Duffy, Hadley, Hay, Jones, Malley, McElrath, Olmsted, Sherer, Smith, Thomas, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were

Holliday, Merten, Stevens and Vankirk.

H. B. No. 28

Was read third time, and a vote taken which resulted in the passage of the bill with 20 ayes and 5 not voting.

Those voting in the affirmative were:

Clark, Combs, Duffy, Hadley, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

On motion of Mr. Jones,

The vote by which

H. B. No. 27

Was ordered engrossed was reconsidered.

On motion of Stevens,

The word "that" in line two, page three, (H. B. No. 27) was stricken out and the word "than" was inserted in lieu thereof.

On motion of Stevens,

H. B. No. 27,

Was ordered engrossed.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering

C. B. No. 16,

With Mr. Merten in the Chair.

Speaker Reid took the Chair.

Mr. Merten, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B. No. 16

And recommended that it do pass as amended.

The Clerk read the amendments to

C. B. No. 16

As recommended by the Committee of the Whole.

On motion of Mr. Jones,

The amendments were adopted and

C. B. No. 16

Was ordered engrossed as amended.

On motion, the special order for the consideration of

H. B. No. 24,

At 10:00 o'clock was changed to Thursday, February 2, at 2 o'clock P. M.

H. B. No. 14

Was read third time and placed on its final passage.

The bill passed. The vote being 20 ayes, 2 nays.

Those voting in the affirmative were:

Clark, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard and Merten.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar, with Mr. Holliday in the chair.

Mr. Holliday, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B. No. 69, H. B's. No. 72, 55, 41 and 49,

And made the following recommendations

That C. B. No. 69 do pass as amended,

That H. B. No. 72 do pass as amended,

That H. B. No. 55 do pass as amended,

That H. B. No. 41 be recommitted to the Committee on Elections,

That H. B. No. 49 do pass as amended.

On motion of Mr. Jones,

The House adjourned until 2 P. M.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the chair.

Mr. Jones moved that the Speaker be authorized to appoint a Committee of three to consist of

Mr. Malley, Mr. Holliday, and Mr. Wails,
To look into the salaries and requirements of Territorial officers.

The following bill was introduced and read the first time:

By Mr. Combs,
H. B. No. 124,

“An Act Providing for the Taxation of Foreign Loan Companies and Individuals Doing Business in Oklahoma Territory.”

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 71

Which had been signed by the President of the Council.

The Speaker signed

H. B. No. 71.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills, with Mr. Smith in the chair.

Mr. Smith, Chairman of the Committee of the Whole reported that the Committee of the Whole had considered

C. B. No. 33, H. Bs. No. 85, 70, 86, 110 and 36, and recommended

That C. B. No. 33 be ordered printed,

That H. B. No. 85 be referred to the Committee on Education,

That H. B. No. 70 do not pass,

That further consideration of H. B. No. 86 be indefinitely postponed.

That H. B. No. 110 do not pass, and

That H. B. No. 36 do not pass.

On motion of Mr. Jones,

C. B. No. 33

Was ordered printed.

On motion of Mr. Jones,

The Chief Clerk was instructed to have all Council bills printed which had passed the Council and had been reported favorably by the House Committee.

Mr. Jones moved that

H. B. No. 3

Be placed on its third reading and final passage.

Mr. Holliday moved as a substitute,

That further consideration of

H. B. No. 3

Be made a special order for 3 P. M. February 2.

The substitute was lost and the original motion prevailed.

H. B. No. 3

Was read third time with the title amended as per agreement.

The vote on the final passage resulted in the passage of the bill with 17 ayes and 6 nays.

Those voting in the affirmative were:

Clark, Combs, Hartshorn, Hay, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Duffy, Hadley, Holliday, Smith and Thomas.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 59

Engrossed and found same to be correct.

On motion of Mr. Wails

H. B. No. 59

Was placed on its third reading and final passage.

H. B. No. 59

Was read third time.

The final vote resulted in the passage of the bill with 22 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

Voting nay:

Mr. Speaker.

On motion of Mr. Hartshorn,

The House adjourned until 9:00 A. M. February 2.

C. M. KEIGER, Chief Clerk.

Approved.

THOS. R. REID, Speaker.

Twenty-fourth Day.

Guthrie, Oklahoma Territory.
Thursday, February 2nd, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M. with the Speaker in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Merten. Koch was excused.

Roll call showed all employees present.

The Journal of the Twenty-third day was read and approved.

Mr. Wails introduced

H. B. No. 125,

"An Act Appropriating \$1,268.00 to Indemnify J. T. May for Cattle Killed and Injured by Dipping them under the orders of the Territorial Quarantine Board."

Mr. Doyle introduced

H. R. No. 25,

Which is as follows:

"Whereas, Miss Florence Hadley, the Private Secretary to the Speaker of this House, has done, is doing and will continue to do an immense amount of work as stenographer each day during the session, both in capacity as Private Secretary, and for the Chief Clerk, and members of the House; therefore be it

Resolved, That the compensation for her services be and is hereby fixed at four dollars (\$4.00) per diem during the entire session."

On motion of Mr. Doyle

H. R. No. 25

Was adopted as read.

Mr. Jones introduced

H. C. R. No. 4,

Which was read and laid on the Speaker's desk.

The following bills were read second time and referred to the following committees:

H. B. No. 117,

Referred to Committee on Education.

H. B. No. 118,

Referred to Committee on Compensation of Public Officers.

H. B. No. 119,

Referred to Committee on Medical and Sanitary Affairs.

H. B. No. 120,

Referred to Committee on Judiciary.

H. B. No. 121,

Referred to Committee on Judiciary.

H. B. No. 122,

Referred to Committee on Regulation of Liquor Traffic.

H. B. No. 123,

Referred to Committee on Judiciary.

H. B. No. 124,

Referred to Committee on Ways and Means.

C. B. No. 15,

Referred to Committee on Municipal Corporations.

C. B. No. 59,

Referred to Committee on Municipal Corporations.

C. B. No. 70,

Referred to Committee on Education.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had considered

H. Bs. No. 35 and 27

Engrossed and found the same to be correct.

On motion of Mr. McElrath,

H. B. No. 27

Was placed on its third reading and final passage.

H. B. No. 27

Was read third time and the vote taken, resulted in the final passage of the bill with 19 ayes and 1 nay.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Mr. Ballard.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 47

Which had passed the Council.

Mr. Ballard presented a Substitute for

H. B. No. 18,

Which on motion was adopted.

Mr. McElrath moved that the vote by which

H. B. No. 27

Passed be reconsidered and the motion to reconsider be laid on the table.

The motion prevailed.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering

H. B. No. 65

Which had been made a special order for 10:00 o'clock, with Mr. Sherer in the chair.

Mr. Sherer, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 65

And recommended that it do pass.

Mr. Doyle moved that the rules be suspended

H. B. No. 65

Be considered engrossed, and placed on its third reading and final passage.

The motion was lost, ayes 12, nays 9.

Those voting in the affirmative were:

Ballard, Doyle, Hartshorn, Hay, Jones, McElrath, Olmsted, Sherer, Stevens, Vankirk, Wilkins and Williamson.

Those voting in the negative were:

Clark, Combs, Duffy, Hadley, Merten, Smith, Thomas, Wood and Mr. Speaker.

MESSAGE FROM THE GOVERNOR.

The Private Secretary of the Governor of the Territory transmitted

H. B. No. 71

With the Governor's veto and a message giving his reasons therefor.

The message was as follows:

"To the House of Representatives of the Fifth Legislative Assembly of the Territory of Oklahoma:

"Mr Speaker and Gentlemen:

"The Organic Act, which is the fundamental act governing the Territory of Oklahoma, provides that the legislative authority of said Territory shall be vested in the Governor and Legislative Assembly and that said power shall extend to all rightful subjects of legislation not inconsistent with the constitution and laws of the United States.

"Said Act further provides that every bill which shall have passed the Council and House of Representatives of said Territory shall, before it becomes a law, be presented to the Governor of the Territory. If he approve he shall sign it, but if not he shall return it with his objections to the house in which it originated, or he may by silent acquiescence permit the same to become a law on the expiration of five days from its receipt by him, without submitting his approval or objections.

"Under the provisions of the Act above referred to I now have before me House Bill No. 71, entitled 'An Act Making Appropriation for the Expenses for the Officers and Clerks of the Fifth Legislative Assembly,' which bill is in words as follows, to-wit:

"Be it Enacted by the Legislative Assembly of the Territory of Oklahoma:

"Section 1—That there is hereby appropriated out of any money in the Territorial Treasury not otherwise appropriated the sum of five thousand dollars, or so much thereof as may be necessary to pay the services of the officers, clerks and employees of the Fifth Legislative Assembly of the Territory of Oklahoma, and the Territorial Auditor shall draw a warrant for such portion thereof as may be by him found due upon auditing the respective claims thereof in favor of the persons to whom such claims are allowed upon the Territorial Treasury

"Section 2—This Act shall take effect and be in force from and after its passage and approval'

HUGH McCREDIE,
President of the Council.

THOS. R. REID,
Speaker of the House.

"It becomes my official duty as a part of the Legislative power of the Territory referred to, either to approve said bill, or to acquiesce without approval and permit the same to become a law without my signature at the expiration of five days from the date of its receipt by me or to return it to the House in which it originated with my objections thereto.

"The Legislative Assembly has now been in session twenty-four days and this is the first and only bill that has come to my hands

for consideration. I regret exceedingly that my convictions of my duty to the people of Oklahoma compel me to return this bill to you without my approval. It is my duty to stand between the treasury, which is supplied with funds by the taxation of the people, and the unlawful and the unwarranted and extravagant expenditure of such funds, no matter by whom or under what specious and plausible pretexts the same may be attempted.

"My objections to this bill are first fundamental, i. e., that it is inconsistent with the laws of the United States and is therefore not a rightful subject of legislation and second, that it is unwarranted by any necessity of public service and is an extravagant and wasteful expenditure of public funds.

"The laws of the United States bearing upon this question are summarized as follows:

"The Organic Act establishing our Territorial government confers legislative power upon the Governor and Legislative Assembly, which power extends only to rightful subjects of legislation not inconsistent with the laws and the constitution of the United States. Section 1861, R. S. U. S., as amended by Act of June 19, 1878, designates specifically the subordinate officers of each branch of the Territorial Legislature and provides for their compensation and payment by the United States and says 'no greater number of officers or charge per diem shall be paid or allowed by the United States to any Territory.'

"Section 1855, R. S. U. S., reads: 'No law of any Territorial Legislature shall be made or enforced by which the members or officers of any Territorial Legislature are paid any compensation, other than that provided by the laws of the United States.' And section 1888, R. S. U. S., provides 'That no Legislative Assembly of a Territory shall in any instance or under any pretext exceed the amount appropriated by Congress for its annual expenses.'

"In the case of *National Bank vs. County of Yankton* 101 U. S. 129, Mr. Chief Justice Waite in announcing his decision of the Supreme Court of the United States, says:

"'All territory within the jurisdiction of the United States not included in any state, must necessarily be governed by or under the authority of Congress * * The relation of the Territories to the General Government is much the same as that which counties bear to their respective states and Congress may legislate for them as a state does for its municipal corporations. The Organic Law of a Territory takes the place of a Constitution as the fundamental law of the local government.

"'It is obligatory and binds the Territorial authorities. Con-

gress has full and complete legislative power over the people of the Territories, and all departments of the Territorial government.'

"Attorney General Miller, in May, 1889, in an opinion relating to the powers of Territorial legislation, cites this decision of the Supreme Court as making the enactments of Congress supreme and in effect the Constitution of the respective Territories. Attorney General Garland, in an opinion February 8, 1887, discussing the proper construction of the Act of June 19, 1878, amending section 1861, R. S. says 'that it was the intention of the legislature plainly to reduce expenses.'

"Decisions of the Supreme Courts of the several Territories upon this question have been uniformly in conformity with said decision by the Supreme Court of the United States.

"In our own Territory the Second Legislative Assembly passed an Act providing for additional officers and attachees of the Legislature and appropriating moneys out of the Territorial Treasury to pay the same, but the Territorial Auditor refused to issue his warrants to such officers and attachees and a case was brought in our Supreme Court to Compel the Auditor to issue such warrants, which case was dismissed by the court on the 18th day of February, 1893, and the mandamus prayed for was denied.

"In 1895, the Third Legislative Assembly, desiring to employ additional help, caused another case to be brought before the Supreme Court, which sustained the law, two of the Associate Justices dissenting, whereupon the Auditor issued his warrants to the subordinate officers and attachees employed under said law and in pursuance of the necessary acts of appropriation by the Legislature. The Fourth Legislative Assembly repealed the Act providing for additional officers, etc., and enacted a new law, which will be found on page 200 Session Laws of 1897, chapter 21.

"After carefully reading all the laws referred to and the several decisions of the several Territorial Supreme Courts and the decisions of the Supreme Court of the United States I am fully convinced that there is no law of the United States creating or recognizing such subordinate officers and employees of either branch of the Legislative Assembly as this bill seeks to appropriate moneys for compensation; that the laws of the United States forbid the payment of moneys belonging to this Territory to any subordinate officers or attachees of a Legislative Assembly; and that the laws of the United States forbid the creation of such subordinate officers by a Legislative Assembly, and that my approval of this bill would be a participation in an attempt to use the moneys belonging to the Territory for a purpose not a rightful subject of legislation by a Terri-

torial Legislature, not authorized by law, inconsistent with the laws of the United States and clearly illegal.

"I come now to the second objection to this bill stated by me, viz: That it is unwarranted by any necessity of public service and is an extravagant expenditure of public funds. I am well aware of the necessity and the value of an increase in the clerical assistance permitted to the Legislative Assembly by Acts of Congress and would aid and assist by every means within my power to so present the matter to the attention of Congress as to secure its consent to the employment of such reasonable help as the exigencies of the situation would seem to require.

"This bill is not in itself for a large or excessive amount, but it is only the forerunner of other appropriations to follow for the same purpose, which would at the close of the present session of the Legislature, when summed up, disclose the enormity of the expenditure sought to be made out of the Territorial Treasury, and the matter is of such importance to the best political and material interests of our people, that in my judgment it should be honestly met and dealt with at the very threshold.

"I am advised that under the Act of the Fourth Legislative Assembly heretofore referred to, the two branches of the Fifth Legislative Assembly have elected additional subordinate officers and employees as follows:

IN THE COUNCIL.

One assistant chief clerk, \$4 per day for sixty days.....	\$ 240.00
Two assistant chief clerks at \$3 per day for sixty days....	360.00
Two assistant sergeants-at-arms at \$4 per day for sixty days	480.00
One assistant enrolling and engrossing clerk at \$4 per day for sixty days.....	240.00
Eight assistant enrolling and engrossing clerks at \$3 per day for sixty days.....	1440.00
Two janitors at \$2 per day for sixty days.....	240.00
Four pages at \$1 per day each for sixty days.....	240.00
One secretary to the President at \$3 per day for sixty days	180.00
One clerk for Committee on Judiciary at \$4 per day for sixty days	240.00
Seven clerks for other committees at \$3 per day for sixty days.....	1260.00
Total.....	\$4920.00

IN THE HOUSE.

One assistant chief clerk at \$4 per day for sixty days.....	\$ 240.00
Two assistant chief clerks at \$3 per day for sixty days....	360.00
Two assistant sergeants-at-arms at \$4 per day each for sixty days.....	480.00
One assistant enrolling and engrossing clerk at \$4 per day for sixty days.....	240.00
Eight assistant enrolling and engrossing clerks at \$3 each per day for sixty days.	1440.00
Two janitors at \$2 per day each for sixty days.....	240.00
Six pages at \$1 per day each for sixty days.....	360.00
One clerk for Committee on Judiciary at \$4 per day for sixty days.. . . .	240.00
Five clerks to other committees at \$3 per day for sixty days	900.00
One secretary to Speaker at \$3 per day for sixty days....	180.00
Total.....	<u>\$4680.00</u>

"I am further advised that the two houses have elected clerks and attachees under resolutions of your respective honorable bodies as follows, to-wit:

IN THE COUNCIL.

One night watchman at \$2 per day for sixty days.....	\$ 120.00
One additional door keeper at \$2.50 per day for sixty days	150.00
Three committee clerks at \$3 per day each for sixty days..	540.00
One committee clerk at \$6 per day for sixty days.....	360.00
Total.....	<u>\$1170.00</u>

IN THE HOUSE.

Eleven committee clerks at \$3 per day each for sixty days..	\$1980.00
Two waiters in cloak room at \$2 per day each for sixty days	240.00
Total.....	<u>\$2220.00</u>
Making a total proposed expenditure for this purpose during the session of.....	\$12,990.00

"That such a list of additional employees is not in the interests of a good public service is apparent to every intelligent citizen. It is only necessary to recall the statement heretofore made that this is the twenty-fourth day of your session and that this very brief bill

is the first and only one which I have had the honor to receive from you, to carry conviction to any reasonable mind that the employment of sixteen assistant enrolling and engrossing clerks employed solely to enroll and engross bills when passed by your honorable houses in addition to the two enrolling and engrossing clerks allowed by Act of Congress and paid by the United States is an unnecessary extravagance and a wasteful and unjustifiable expenditure of the Territorial funds.

"An examination of the records of the Auditor's office shows that the expenses of the First Legislative Assembly for additional help were \$6197.00; the Second Legislative Assembly expended for this purpose \$7989.00; the Third expended \$13,313.50 and the Fourth expended the sum of \$13,885.15.

Estimating the cost of annotating and indexing the House and Council Journals and the Session Laws for the present session at the same amount paid by the Fourth Legislative Assembly...	\$ 3324.00
And adding thereto the expenses to be paid for additional officers and attachees now in your service.....	12990.00
Total for present session.....	\$16,314.00
Making a grand total of Territorial indebtedness incurred for this purpose without authority of law.....	\$57,698.85

"This state of facts indicates that either the former Legislatures were guilty of knowingly permitting gross speculation of public funds or were woefully lacking in intelligence necessary to deal with the important public affairs and reveals the urgent necessity of careful consideration of these questions by the Honorable Fifth Legislative Assembly to the end that wasteful and extravagant and unlawful expenditure of public funds may be summarily ended.

"My observation and experience for the past ten years in Oklahoma lead me to the conclusion that the laws of Congress restraining Territories from extravagant expenditure of public funds are wise and wholesome. Without intending to cast any reflection upon a single one of the members of the present Legislative Assembly, I desire to say that it is the generally expressed judgment of good citizens that former Legislative Assemblies have been largely composed of members who did not feel or realize the solemn responsibilities with which they were invested. Many of them left the Territory within a few days after the close of the session during which they served; but few of them were wedded to the land by traditional ties of family or of property and results have shown that they cared but little for the best interests of the people who came here in

good faith to plant their vine and fig tree, here to educate their children and build a state whose magnificent proportions should rest upon the foundation of honest government and the economical and beneficent administration of public affairs. Many of them, however, remained to become substantial and useful citizens, an honor to any country and esteemed and honored by the people among whom they dwell. I sincerely trust, gentlemen, that when you have finished the work now committed to your care and judgment, the verdict of the people will be, well done, good and faithful servant, and that you may receive the plaudits and commendations of your several constituencies.

"For the reasons set forth above, I have the honor to return the bill under consideration with my objections thereto to the House of Representatives, in which it originated.

"With great respect, gentlemen, I remain,

Your obedient servant,

"C. M. BARNES, Governor."

On motion of Mr. Merten

Further consideration of H. B. No. 71 was postponed and made a special order for Friday, February 3, at 3 P. M.

Mr. Doyle moved

That the veto message of the Governor be spread upon the Journal in its entirety.

The motion prevailed.

On motion of Mr. Ballard

The House adjourned until 2 P. M.

AFTERNOON SESSION.

House called to order at 2 P. M. with the Speaker in the chair.

On motion of Mr. Wails

The House resolved itself into a Committee of the Whole for the purpose of considering

H. B. No. 24,

Which bill had been made a special order for 2 P. M.

Mr. McElrath took the chair.

Mr. McElrath, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 24,

And recommended that it do pass as amended.

On motion of Mr. Wails

The report of the Committee was adopted.

On motion of Mr. Doyle,

H. B. No. 24,

Was ordered printed as amended by the Committee of the Whole.

Mr. Sherer, Chairman of the Committee on Engrossed Bills reported that his Committee had examined

H. B's. No. 28 and 73,

And had found the same to be correct.

H. B. No. 73

Was read third time and a vote taken which resulted in the passage of the bill, with 16 ayes and 5 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Koch, Malley, McElrath, Olmsted, Smith, Stevens, Thomas, Vankirk, Wails and Wood.

Those voting in the negative were:

Ballard, Jones, Merten, Williamson and Mr. Speaker.

H. B. No. 35

Was read third time and a vote taken which resulted in the passage of the bill with 16 ayes and 5 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Hay, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wilkins and Williamson.

Those voting in the negative were:

Ballard, Hadley, Wails, Wood and Mr. Speaker.

On motion of Mr. Hartshorn

The House adjourned until 9 A. M., Friday, February 3.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Twenty-fifth Day.

Guthrie, Oklahoma Territory,
Friday, February 3rd, 1899.

MORNING SESSION.

The House was called to order at 9 o'clock with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

Roll call of employees showed all present.

The Journal of the Twenty-fourth Day was read and approved.

Mr. Sherer, Chairman of the Committee on Engrossed Bills reported that his Committee had examined C. B. No. 16 engrossed and found the same to be correct.

Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered H. B's. No. 57, 56 and 116, and recommended

That H. B. No. 57 do pass,

That H. B. No. 56 do pass as amended, and

That H. B. No. 116 do pass.

Mr. Malley, Chairman of the Committee on Compensation of Public Officers, reported that his Committee had considered H. B's. No. 118 and H. B. No. 111, and recommended

That H. B. No. 118 do not pass, and

That H. B. No. 111 do not pass.

A communication from a citizen of Kingfisher was read and on motion of Mr. Jones was received and placed on file.

C. B. No. 47,

Was read first time.

Mr. Jones moved

That the rules be suspended, that

C. B. No. 47

Be read second time by title and referred to appropriate Committee.

The motion to suspend the rules prevailed with 17 ayes and 7 nays.

Those voting in the affirmative were:

Clark, Combs, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

C. B. No. 47

Was read second time and referred to the Committee on Appropriations.

H. B. No. 125

Was read second time and referred to the Committee on Appropriations.

Mr. Doyle presented a petition of Noble County farmers, concerning County Weighers, which was read and laid over under the rules.

C. B. No. 16

Was read third time.

Mr. Hadley moved

That further consideration of

C. B. No. 16

Be made a special order for Saturday, February 4, at 10 A. M.

The motion was lost with 9 ayes and 14 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones,

C. B. No. 16

Was recommitted to Committee on Judiciary.

On motion of Mr. Hay,

H. B. No. 47

Was ordered engrossed.

Mr. Merten moved that bills on second reading be taken up and considered.

The motion prevailed.

H. B. No. 49

Was read second time with amendments.

Mr. Merten moved

That the amendments as recommended by Committee of the Whole be adopted.

The motion prevailed.

On motion of Mr. Jones

H. B. No. 49

Was ordered engrossed as amended.

H. B. No. 55

Was read second time with amendments.

On motion of Mr. Jones

The amendments recommended by the Committee of the Whole were adopted and

H. B. No. 55

Was ordered engrossed as amended.

H. B. No. 72,

Was read second time, with amendments.

On motion of Mr. Jones,

The amendments recommended by the Committee of the Whole were adopted and

H. B. No. 72

Was ordered engrossed.

H. B. No. 65

Was read second time.

Mr. Jones moved that

H. B. No. 65

Be ordered engrossed,

A vote being taken resulted in 15 ayes, and 9 nays.

Those voting in the affirmative were:

Ballard, Doyle, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Clark, Combs, Duffy, Hadley, Holliday, Smith, Thomas, Wails and Mr. Speaker.

Mr. Jones moved

That the House resolve itself into a Committee of the Whole for the purpose of considering bills on the Calendar.

Mr. Doyle moved as a substitute

That the House adjourn until 3 P. M.

The substitute was lost with 11 ayes and 12 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Koch, McElrath, Smith, Stevens, Thomas, Wails and Williamson.

Those voting in the negative were:

Combs, Hadley, Hartshorn, Hay, Holliday, Jones, Merten, Olmsted, Sherer, Vankirk, Wilkins and Mr. Speaker.

The original motion prevailed.

The House now resolved itself into a Committee of the Whole for the purpose of considering bills on the calendar, with Mr. Doyle in the chair.

Mr. Doyle, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered H. B's. No. 29, 69, 77, 78, and 92, and recommended

That H. B. No. 29 do pass,

That H. B. No. 69 do pass as amended,

That H. B. No. 77 do pass as amended,

That H. B. No. 78 do pass as amended,

That H. B. No. 92 do pass as amended.

On motion of Mr. Doyle

The report of the Committee of the Whole was adopted.

On motion of Mr. Jones

The House adjourned until 3 P. M.

AFTERNOON SESSION.

The House was called to order at 3 P. M. with the Speaker in the chair.

Mr. Jones moved that

H. B. No. 71,

Which had been made a special order for 3 P. M., together with the Governor's veto message be referred to the Committee on Appropriations.

The motion prevailed.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering

H. B. No. 74,

With Mr. Merten in the chair.

Mr. Merten, Chairman of the Committee of the Whole reported progress on H. B. No. 74.

The report of the Investigating Committee was read and referred to the Committee of the Whole House on motion of Mr. Doyle.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of further consideration of

H. B. No. 74.

Mr. Merten, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 74,

And recommended that it do pass as amended.

Message from the Council.

The Messenger from the Council transmitted

C. B's. No. 29 and 7,

Which had passed the Council.

On motion of Mr. Jones

The House adjourned until 9:00 A. M., February 4th, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Twenty-sixth Day.

Guthrie, Oklahoma Territory,
Saturday, February 4th, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark, Combs, Hartshorn, Merten, Smith and Stevens.

The Speaker excused Combs, Hartshorn, Smith and Stevens.

The Journal of the Twenty-fifth Day was read and approved.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered H. B's. No. 117, 115 and C. B. No. 70, and recommended

That H. B. No. 117 do pass,

That H. B. No. 115 do pass as amended, and

That C. B. No. 70 do pass.

Mr. Malley, Chairman of the Committee on Compensation of Public Officers, reported that his Committee had considered

H. B. No. 97, and recommended that it do pass as amended.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered H. B. No. 124 and C. B. No. 47, and recommended

That H. B. No. 124 do pass, and

That C. B. No. 47 do pass.

Mr. Williamson, Chairman of the Committee on Banks and Banking, reported that his Committee had considered

H. B. No. 101 and recommended that it do not pass.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered H. B's. No. 91, and 95, C. J. R. No. 1, a petition of Kay County Bar Association, H. B's. No. 21, 66, 113, 105, 106, and C. B. No. 16 and

Returned H. B. No. 91 without recommendation,

Recommended that

H. B. No. 95 do not pass,

That the House concur in C. J. R. No. 1,

Returned petition of Kay County Bar Association without recommendation,

Recommended

That H. B. No. 21 do not pass,

That the Committee Substitute for H. B. No. 66 do pass,

That H. B. No. 113 be referred to Committee on Education,

That H. B. No. 105 do pass,

That H. B. No. 106 do pass, and

Returned C. B. No. 16 without recommendation.

A petition of Noble County farmers was read and referred to the Judiciary Committee.

The following bills were introduced and read first time:

By Mr. Merten,

H. B. No. 126:

"An Act to Require Bond Investment Companies doing Business in Oklahoma Territory, to Deposit Certain Sums of Money or Securities with the Treasurer of the Territory of Oklahoma and Providing Penalties for Failing to Comply with the Provisions of this Law."

By Mr. Merten,

H. B. No. 127:

"An Act in Regard to Stationery and other Supplies of Justices of the Peace."

By Mr. Merten,

H. B. No. 128:

"An Act Relating to the Limitation of Criminal Actions and Amending Section 19, Article 5, Chapter 68, of the Statutes of Oklahoma, 1893."

By Mr. Wilkins:

H. B. No. 129:

"An Act Providing for the Payment of Certain Warrant Indebtedness by Counties, Cities, Towns, Villages and School Districts."

C. B. No. 7 was read first time.

Substitute for C. B. No. 29 was read first time.

On motion of Mr. Merten

Rule 43 was suspended, C. B. No. 7 and C. B. No. 29 were read second time by title, and

C. B. No. 7 was referred to Committee on Insurance, and

C. B. No. 29 was referred to Committee on Judiciary.

H. B. No. 92 was read second time as amended and on motion of Mr. Merten was ordered engrossed.

On motion of Mr. Wails

H. B. No. 69 was ordered engrossed.

On motion of Mr. Holliday

H. B. No. 78 was ordered engrossed.

The Speaker ordered that

H. B's. No. 47, 55 and 72 be engrossed.

On motion of Mr. Jones

The House adjourned until Monday, February 6, at 2 P. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Twenty-seventh Day.

Sunday, February 5.

Twenty-eighth Day.

Guthrie, Oklahoma Territory,
Monday, February, 6, 1899.

AFTERNOON SESSION.

House was called to order at 2 o'clock with Mr. Merten, Speaker pro tem, in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark, Combs, Stevens, and Mr. Speaker.

The Journal of the Twenty-sixth Day was read and approved.

Mr. Wood, Chairman of the Committee on Medical and Sanitary Affairs, reported that his Committee had considered

H. B. No. 119, and recommended that it do pass.

The following bills were read second time and referred to the following committees:

H. B. No. 126,

Referred to Committee on Judiciary.

H. B. No. 127,

Referred to Committee on Judiciary.

H. B. No. 128,

Referred to Committee on Criminal Jurisprudence.

H. B. No. 129,

Referred to Committee on Judiciary.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 95 which had passed the Council,

Substitute for C. B. No. 3, which had passed the Council,

C. B. No. 36 which had passed the Council,

C. B. No. 41 which had passed the Council,

C. B. No. 62 which had passed the Council.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Jones in the chair.

Mr. Jones, Chairman of the Committee of the Whole, reported

that the Committee of the Whole had considered C. J. R. No. 1, H. B's. No. 56, 116, 94, 93, 99 and 10, and recommended

That C. J. R. No. 1 do pass.

That Committee report progress on H. B. No. 56 and ask leave to sit again,

That H. B. No. 116 be referred to the Committee on Criminal Jurisprudence,

That H. B. No. 94 do pass as amended,

That H. B. No. 93 do pass as amended,

That H. B. No. 99 do not pass,

That H. B. No. 10 do pass as amended.

On motion of Mr. Jones

The report of the Committee of the Whole was adopted.

On motion of Mr. Jones

H. B. No. 74 was made a special order for Tuesday, February 7 at 2 P. M.

On motion of Mr. Doyle

The House adjourned until 10 A. M., February 7.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Twenty-ninth Day,

Guthrie, Oklahoma Territory,
Tuesday, February 7, 1899.

MORNING SESSION.

The House was called to order at 10:00 A. M., with Mr. Merten, Speaker pro tem, in the chair.

Prayer by Rev. Billings.

Roll call showed all members present.

The Journal of the Twenty-eighth Day was read and approved.

Mr. McElrath, Chairman of the Committee on Appropriations, reported that his Committee had considered H. B. No. 125 and recommended that said bill be referred to Committee of the Whole without recommendation.

The following bills were introduced and read first time by title.

By Mr. Hay,
H. B. No. 130,

"An Act Authorizing the Town of Medford, Grant County, Oklahoma Territory, to Issue Bonds for Public Buildings."

By Mr. Jones,
H. B. No. 131:

"An Act Providing for the Better Protection of Fixtures, Crops, Fruits, and Timber on Real Estate."

By Mr. Jones,
H. B. No. 132,

"An Act Amending General Section 5987 of the Statutes of Oklahoma."

C. B. No. 62 was read first time.

On motion of Mr. Jones,

The rules were suspended,

C. B. No. 62

Was read second time by title and referred to Committee on County and Township Organization.

C. B. No. 95

Was read first and second time by title and referred to Committee on Elections.

C. B. No. 36

Was read first and second time by title and referred to Committee on County and Township Organization.

C. B. No. 41

Was read first time by title.

On motion of Mr. Wails

C. B. No. 41

Was read in full and referred to Committee on Public Lands.

Substitute for C. B. No. 3

Was read first and second time and referred to Committee on Judiciary.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined H. B's. No. 49, 69, 78 and 92, engrossed and found them to be correct.

H. B. No. 47

Was read the third time and a vote taken which resulted in the passage of the bill, the vote being 20 ayes and 3 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were:

Ballard, Smith, and Vankirk.

H. B. No. 72

Was read third time and a vote taken which resulted in the passage of the bill with 23 ayes, nays none.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

H. B. No. 55

Was read third time and a vote taken which resulted in the passage of the bill with 24 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Wails extended an invitation to the members of the Legislature to visit the City of Norman, February 21.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the purpose of considering bills on the Calendar.

The motion prevailed and Mr. Doyle took the chair.

Mr. Doyle, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered H. B's. No. 117, 105, 106 and 66, and recommended

That H. B. No. 117 do not pass.

That H. B. No. 105 do pass,

That H. B. No. 106 do pass as supplemental to H. B. No. 94,

Report progress and ask leave to sit again to consider H. B. No. 66.

On motion of Mr. Doyle

The report of the Committee of the Whole was adopted.

An invitation was extended by the Manager of the Opera House to the Members to attend the performance of the Graham-Earle Theatre Company, Tuesday Night, February 7.

On motion of Mr. Jones

The communication was filed and the invitation accepted.

On motion of Mr. Doyle

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the chair.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined H. B. No. 65 as engrossed and found the same to be correct.

Six communications from Governor Barnes were read first time.

A communication from the Commercial Club of Alva was read first time.

A communication from the Anti-Suffrage Association was read first time.

A communication from the Edmond Normal School and a communication from the Oklahoma Book and Stationery Association were read first time.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering

H. B. No. 74,

With Mr. Ballard in the chair.

Mr. Ballard, Chairman of the Committee of the Whole, reported that the Committee of the Whole has considered H. B's. No. 66 and 97, and recommended

That Substitute for H. B. No. 66 do pass as amended,

That H. B. No. 97 do pass as amended.

On motion of Mr. Ballard

The report of the Committee was adopted.

On motion of Mr. Malley

H. B. No. 74 was ordered engrossed.

On motion of Mr. Sherer,

The House adjourned until 10:00 o'clock A. M., February 8, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirtieth Day.

Guthrie, Oklahoma Territory,
Wednesday, February 8, 1899.

MORNING SESSION.

The House was called to order at 10:00 o'clock A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark.

The Journal of the Twenty-ninth Day was read.

Mr. Stevens, Chairman of the Committee on Judiciary, made the following report:

"Mr. Speaker: We your Committee on Judiciary to whom was committed C. B. No. 16, beg leave to report that we recommend the adoption of the amendments suggested by the Committee of the Whole House, and we further recommend that the following be added to and made a part of Section 1 of said bill:

"Provided, further, That nothing in this section shall be construed to authorize said Board of Equalization to levy a higher or greater rate of Territorial, or other taxes to be levied by it than is now, or may hereafter be allowed by law.

"And we recommend that the said bill as amended do pass.

"(Signed)

W. C. STEVENS, Chairman."

A communication from the Governor with enclosure from Herbert Spencer Co., was referred to the Committee on Agriculture.

A communication from the Governor with enclosure from the Sheriff of Noble County was referred to the Committee on Quarantine.

A communication from the Governor with enclosure from the Warden of the Kansas Penitentiary was referred to the Committee on Appropriations.

A communication from the President of the Anti-Suffrage Association was referred to the Committee on Elections.

A communication from the Governor relating to Cross Town

ship indebtedness was referred to the Committee on Ways and Means.

An invitation from the Alva Commercial Club was read and laid on the Speaker's desk.

A communication from the Stillwater Agricultural College was referred to the Committee on Printing.

A communication from the Edmond Normal was referred to the Committee on Appropriations.

A communication from the Oklahoma Book and Stationers' Association was referred to the Committee on Education.

The following bills were introduced and read first time:

By Mr. Jones,

H. B. No. 133,

"An Act to Regulate the Practice of Barbering, Creating a Territorial Board of Examination and Inspection Commissioners, and Prescribing Penalties for violation of this Act."

By Mr. Doyle,

H. B. No. 134:

"An Act to Procure Liens of Judgments of Probate and Justice Courts and Provide for their Enforcement."

By Mr. Hartshorn,

H. B. No. 135,

"An Act Amendatory of Paragraph Sixty-three and Repealing Paragraph Sixty-four, Article 1, Chapter 15, being General Sections 701, and 702, Laws of 1893."

By Mr. Sherer,

H. B. No. 136,

"An Act Authorizing the Town of Jefferson, Grant County, Oklahoma Territory, to Issue Bonds for Public Buildings."

Mr. Williamson introduced

H. R. No. 26,

Which is as follows:

"Be it Resolved, That the House of Representatives accept the invitation to attend the Annual Meeting of the Oklahoma Live Stock Association to be held at Woodward on the 14th and 15th instants."

"Be it further

"Resolved, That in accepting such invitation the House so arrange the dates of said visit as to enable the Members and others who may desire to do so, to accept the invitation extended to us by the Commercial Club of Alva to visit that town and inspect the building erected for the Northwestern Normal School at that place."

Mr. Merten moved,

That the Resolution be taken up with the invitation of the Alva Commercial Club, and that the Resolution be laid on the table awaiting information.

The motion prevailed.

A communication from J. F. Earhart, relating to insects, was read and referred to the Committee on Fish and Game.

The following bills were read second time and referred to the following committees:

H. B. No. 130,

Referred to Committee on Public Buildings.

H. B. No. 131,

Referred to Committee on Agriculture.

H. B. No. 132,

Referred to Committee on Elections.

The invitation by the citizens of Norman to visit that City February 21, 1899, was accepted by the House.

H. B. No. 65,

Was read third time and laid over until Mr. Olmsted had returned.

H. B. No. 49,

Was read third time and a vote taken which resulted in the passage of the bill with 14 ayes, and 5 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Sherer, Stevens, Vankirk and Williamson.

Those voting in the negative were:

Hadley, Holliday, Thomas, Wails and Mr. Speaker.

H. B. No. 78,

Was read third time and a vote taken which resulted in the passage of the bill with 16 ayes, and 3 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Merten, Sherer, Stevens, Thomas, Wails, Williamson and Mr. Speaker.

Those voting in the negative were:

Clark, McElrath and Vankirk.

H. B. No. 69,

Was read third time and a vote taken which resulted in the passage of the bill with 19 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Sherer, Stevens, Thomas, Vankirk, Wails, Williamson and Mr. Speaker.

Mr. Doyle moved,
That the vote by which
H. B. No. 69

Passed the House be reconsidered and the motion to reconsider
be laid on the table.

The motion prevailed.

H. B. No. 92

Was read third time and a vote taken which resulted in the
passage of the bill, with 19 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Sherer, Stevens, Thomas, Vankirk, Wails, Williamson and Mr. Speaker.

Mr. Merten moved

That the vote by which

H. B. No. 92

Passed the House be reconsidered and the motion to reconsider
be laid on the table.

The motion prevailed.

H. B. No. 29

Was read and laid over.

On motion of Mr. Doyle

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

The Speaker referred the various Sections of the Governor's Message to the following Committees:

Page 6 to "Treasurer's Report," Committee on Appropriations.

"Treasurer's Report" to "School Lands" on page 10, Committee on Ways and Means.

"School Lands" to bottom page 10, Committee on Public Lands.

Top page 11 to "Public Schools" on page 13, Committee on Judiciary.

"Public Schools" to "University" on page 14, Committee on Education.

"The University" to the bottom of page 15, Committee on Appropriations.

Page 16 to "Attorney General," page 17, Committee on Asylums and Public Charities.

"Attorney General" to the "Banking Law" page 17, Committee on Ways and Means.

"The Banking Law," to "Oil Inspector," page 17, Committee on Banks and Banking.

"Territorial Library" to "Territorial Board of Health," page 18, Committee on Appropriations.

"Territorial Board of Health" to "National Guard," page 18, Committee on Medical and Sanitary Affairs.

"National Guard," to "Trans-Mississippi Exposition," page 21, Committee on Military.

"Trans-Mississippi Exposition" to "Live Stock Interests," page 22, Committee on Appropriations.

"Live Stock Interests" to "Insane," page 23, Committee on Quarantine.

"Insane" to "Youthful Criminals," page 25, Committee on Asylums.

"Youthful Criminals" to "Pardons," page 25, Committee on Penitentiary and Reformatory Institutions.

"Penitentiary" to bottom of page 26, Committee on Appropriations.

"Election Laws" to "Public Weigher," page 27, Committee on Elections.

"Public Weigher" to "Pharmacy," page 27, Committee on Judiciary.

"Pharmacy" to end of message, page 28, Committee on Medical and Sanitary Affairs.

On motion of Mr. Stevens

H. B. No. 68

Which had been made a special order for 2 P. M. was made a special order for Thursday, February 9th, at 7:30 P. M.

On motion of Mr. Holliday

The vote by which

H. B. No. 78

Passed the House was reconsidered and the motion laid on the table.

Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered H. B's. No. 80, 128 and 116, and recommended

That H. B. No. 80 do not pass,

That H. B. No. 128 do pass, and

That H. B. No. 116 do not pass.

On motion of Mr. Holliday

H. B. No. 77

Was read third time and ordered engrossed.

On motion of Mr. Stevens

H. B. No. 105

Was read third time and ordered engrossed.

H. B. No. 94

Was read third time and ordered engrossed as amended, the amendments being made to conform with the recommendations of the Committee of the Whole.

On motion of Mr. Hadley,

H. B. No. 29

Was amended as recommended by the Committee of the Whole.

A vote on the amendments resulted in the passage of the amendments with 12 ayes and 5 nays.

Those voting in the affirmative were:

Combs, Doyle, Hadley, Holliday, Jones, Koch, Sherer, Stevens, Thomas, Vankirk, Wails and Mr. Speaker.

Those voting in the negative were:

Hartshorn, Hay, McElrath, Merten and Williamson.

On motion of Mr. Doyle

H. B. No. 29

Was ordered printed as amended.

On motion of Mr. Doyle,

H. B. No. 10

Was read third time and ordered engrossed.

Mr. Merten, Speaker, pro tem, took the chair.

The Substitute for H. B. No. 66

Was read third time as amended.

On motion of Mr. Jones

The amendments to the Substitute for H. B. No. 66 were adopted.

On motion of Mr. Jones

The Substitute for H. B. No. 66 was ordered engrossed as amended,

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole, for the purpose of considering bills on the Calendar, which had been reported unfavorably by the House Committees, with Mr. Merten in the Chair.

Mr. Merten, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered H. B's. No. 116, 80, 81, 19, a communication from the County Weigher of Payne County, a certificate of election from T. J. Leahy, H. B's. No. 67, 118, 75, 76, and recommended

That H. B. No. 116 do not pass,

That H. B. No. 80 do not pass,

That H. B. No. 81 do not pass.

That H. B. No. 19 do not pass,

That the communication from the County Weigher of Payne County be placed on file.

That Mr. T. J. Leahy do not be allowed a seat in the House,

That H. B. No. 67 do not pass,

That H. B. No. 118 do pass,

That H. B. No. 75 do pass,

That H. B. No. 76 do not pass.

On motion of Mr. Doyle,

The report of the Committee of the Whole was adopted.

On motion of Mr. Doyle,

H. B. No. 75

Was ordered engrossed.

On motion of Mr. Wails

H. B. No. 118

Was ordered engrossed.

The following bill was introduced and read first time:

By Mr. Holliday,

H. B. No. 137:

“An Act to Provide Liens for Threshermen and Providing for the Enforcement of the Same.”

Mr. Jones moved to adjourn.

Mr. Doyle moved as a substitute

That the House adjourn until 10:00 A. M.

The substitute was lost with ayes 8, and 9 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Hay, Holliday, McElrath, Merten and Thomas.

Those voting in the negative were:

Hadley, Hartshorn, Jones, Koch, Sherer, Stevens, Vankirk, Wails, and Williamson.

The original motion prevailed and the House adjourned until 9:00 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirty-first Day.

Guthrie, Oklahoma Territory,
Thursday, February 9, 1899.

MORNING SESSION

The House was called to order at 9:00 A. M. with Mr. Merten, Speaker pro tem, in the Chair.

Prayer by Rev. Doty.

Roll called showed all members present except Clark and Mr. Speaker.

The Journal of the Thirtieth Day was read and approved.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered a petition of Lowe Township, Noble County, farmers, concerning County Weigher and recommended that it be laid on the table;

That the Committee had considered H. B's. No. 103, 104, 108, 123, 126, 127, 129, Substitute for C. B. No. 3, and Substitute for C. B. No. 29 and recommended

That H. B. No. 103 do not pass.

That H. B. No. 104 do pass,

That H. B. No. 108 do not pass,

That H. B. No. 123 do not pass,

That H. B. No. 126 do not pass,

That H. B. No. 127 do not pass,

That H. B. No. 129 do pass as amended.

That the Substitute for C. B. No. 3 do not pass, and

That Substitute for C. B. No. 29 do pass.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 74 and 77 and found the same to be correct.

The following bills were introduced and read first time:

By Mr. Jones,

H. B. No. 138

"An Act Relating to Peddlers and Fixing Licenses Therefor."

By Mr. Jones,

H. B. No. 139

"An Act to Provide for the Removal of Drift Wood, or Other Substances from Streams and Water Courses."

By Mr. Ballard,

H. B. No. 140

"An Act Entitled An Act Legalizing all Sales Made by the Several County Treasurers of the Territory of Oklahoma, of Lots or Parcels of Land Sold for Delinquent Taxes in the Several County Seats and Townsites Established by Act of Congress."

A telegram from the Oklahoma Live Stock Association was read and filed with other communications of like nature.

The following bills were read second time and referred to the following Committees:

H. B. No. 133,

Referred to Committee on Ways and Means.

H. B. No. 134,

Referred to Committee on Judiciary.

H. B. No. 135,

Referred to Committee on Judiciary.

H. B. No. 136,

Referred to Committee on Municipal Corporations.

H. B. No. 137,

Referred to Committee on Agriculture.

H. B. No. 74

Was read third time and a vote taken which resulted in the passage of the bill, with 18 ayes, and 4 nays.

Those voting in the affirmative were:

Combs, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins and Williamson.

Those voting in the negative were:

Ballard, Hartshorn, Merten and Wood.

H. B. No. 77

Was read third time and a vote taken, which resulted in the passage of the bill with 22 ayes.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

H. B. No. 65

Was read third time and placed on its final passage.

Mr. Wails moved that

H. B. No. 65

Be recommitted to the Committee on Ways and Means.

The motion was lost with 10 ayes and 12 nays.

Those voting in the affirmative were:

Combs, Duffy, Holliday, McElrath, Merten, Sherer, Smith, Thomas, Wails and Wood.

Those voting in the negative were:

Ballard, Doyle, Hartshorn, Hay, Jones, Koch, Malley, Olmsted, Stevens, Vankirk, Wilkins and Williamson.

A vote was taken which resulted in the passage of the bill 14 ayes, and 9 nays.

Those voting in the affirmative were:

Ballard, Doyle, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Olmsted, Stevens, Vankirk, Wilkins and Williamson.

Those voting in the negative were:

Combs, Duffy, Holliday, Merten, Sherer, Smith, Thomas, Wails, and Wood.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 52,

With the information that the same had failed to pass the Council.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar.

Mr. Wails took the Chair.

Mr. Wails, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered H. B. No. 56, C. B. No. 47, C. B. No. 69, C. B. No. 70, H. B's. No. 90 and 60 and recommended that

H. B. No. 56 be recommitted to Committee on Municipal Corporations,

That C. B. No. 47 be referred to Committee on Judiciary with instructions to report Saturday, at 10:00 o'clock A. M., the bill then to be a special order for that time,

That C. B. No. 69 be engrossed as printed,

That C. B. No. 70 do pass as amended.

That H. B. No. 90 do pass as amended,

That Committee ask leave to sit again to consider Substitute for H. B. No. 60.

On motion of Mr. Jones

The report of the Committee was adopted.

The following bills were introduced and read first time:

By Mr. Hadley,

H. B. No. 141

"An Act Amendatory of and Supplemental to Article 9, Chapter 17, General Statutes of 1893, Repealing Sections 46, 47 and 48, of Article 9, Chapter 17, General Statutes of 1893."

On motion of Mr. Doyle

The House adjourned.

AFTERNOON SESSION.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered

H. B. No. 133,

And recommended that said bill be referred to the Committee of the Whole for consideration.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole, for the purpose of considering bills on the Calendar, with Mr. Ballard in the Chair.

Mr. Ballard, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered the Substitute for H. B. No. 60, H. B's. No. 57, 82, 24, 125 and 115, and recommended

That the Substitute for H. B. No. 60 do pass,

That H. B. No. 57 do pass,

That H. B. No. 82 do not pass,

That further consideration of H. B. No. 24 be made a special order for Thursday, February 16, at 10:00 o'clock A. M.,

That H. B. No. 87 to be considered at the same time.

That H. B. No. 125 do pass as amended.

That H. B. No. 115 do pass as amended.

On motion of Mr. Doyle,

The report of the Committee of the Whole was adopted.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 10, Substitute for H. B. No. 66, H. B's. No. 75, 94, 105 and 118, engrossed, and found same to be correct.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 69,

Which had passed the Council.

The Messenger from the Council transmitted

C. B. No. 92 and,

C. C. R. & M. No. 1,

Which had passed the Council.

The Messenger from the Council transmitted

C. B. No. 46 and,

C. B. No. 74,

Which had passed the Council.

The Messenger from the Council transmitted

C. B. No. 88 and

C. B. No. 115,

Which had passed the Council.

The Messenger from the Council transmitted

H. B. No. 17,

Which the Council refused to pass.

On motion of Mr. Wails,

H. B. No. 118

Was placed on its third reading.

A vote was taken which resulted in the passage of the bill with 16 ayes and 4 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, McElrath, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Williamson and Wood.

Those voting in the negative were:

Hadley, Malley, Merten and Wilkins.

The following bill was introduced and read first time:

By Mr. Holliday,

H. B. No. 142,

"An Act to Amend Section 3, Article 5, Chapter 73, of the General Statutes of 1893."

On motion of Mr. Jones

The House adjourned until 7:30 P. M.

- EVENING SESSION.

House was called to order at 7:30 P. M. with Mr. Merten, Speaker pro tem, in the Chair.

H. B. No. 68

Which had been made a special order for 7:30 P. M. was read the second time.

On motion of Mr. Stevens,

The House resolved itself into a Committee of the Whole for the purpose of considering

H. B. No. 68,

With Mr. Merten in the Chair.

Mr. Merten, Chairman of the Committee of the Whole, reported

that the Committee of the Whole had considered

H. B. No. 68,

And recommended that it do pass.

Mr. Jones moved,

That the rules be suspended, that

H. B. No. 68,

Be considered engrossed and placed on its third reading.

The motion prevailed.

A vote was taken which resulted in the passage of the bill with 19 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Smith, Stevens, Thomas, Vankirk, Wails and Wood.

The invitation from the Oklahoma Live Stock Association, and the invitation from the Alva Commercial Club were read.

Mr. Ballard moved,

That the Resolution be adopted, and the invitation be accepted.

The motion prevailed.

Mr. Doyle moved,

That the House adjourn until 10 A. M.

The motion was lost with 7 ayes, and 12 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Hartshorn, Holliday, Smith and Williamson.

Those voting in the negative were:

Duffy, Hadley, Jones, Koch, Malley, McElrath, Merten, Olmsted, Thomas, Vankirk, Wails and Wood.

Mr. Jones moved,

That bills on third reading be taken up.

The motion prevailed.

A call of the House was demanded, which showed the following absentees:

Clark, Hay, Sherer, Wilkins and Mr. Speaker.

Mr. Clark and Mr. Speaker were excused.

Mr. Jones moved

That the further proceedings under the call of the House be dispensed with.

The motion prevailed.

On motion of Mr. Jones

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirty-second Day.

Guthrie, Oklahoma Territory,
Friday, February 10th, 1899.

MORNING SESSION.

The House was called to order at 9:00 o'clock A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Stevens.

The Journal of the Thirty-first Day was read and approved.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

C. B. No. 69 engrossed and found the same to be correct.

Mr. Wilkins, Chairman of the Committee on Insurance, reported that his Committee had considered

H. B. No. 96,

And recommended that it do pass.

The following bill was introduced and read first time:

By Mr. McElrath,

H. B. No. 143:

"An Act to Amend Section 3, Article 9, Chapter 73 of the General Statutes of 1893."

A communication from J. F. Earhart, concerning insectivora, was read and referred to the Committee on Fish and Game.

The following resolution and bills were read second time and referred to the following committees:

C. C. R. and M. No. 1

Referred to Committee on Public Lands.

C. B. No. 92,

Referred to Committee on Ways and Means.

C. B. No. 74,

Referred to Committee on Agriculture.

C. B. No. 46,

Referred to Committee on Regulation of Liquor Traffic.

C. B. No. 88,

Referred to Committee on Municipal Corporations.

C. B. No. 115,

Referred to Committee on Roads and Highways.

H. B. No. 138,

Referred to Committee on Ways and Means.

H. B. No. 139,

Referred to Committee on Ways and Means.

H. B. No. 140,

Referred to Committee on Judiciary.

H. B. No. 141,

Referred to Committee on Railroads.

H. B. No. 142,

Referred to Committee on Education.

H. B. No. 111,

Referred to Committee on Judiciary.

Mr Wails moved,

That H. B. No. 125 be ordered engrossed.

Mr. Merten moved

To recommit H. B. No. 125 to the Committee on Appropriations and authorize that Committee to report by bill an appropriation re-embursing owners of cattle in the Territory for all losses sustained, by reason of the regulations of the Quarantine Board.

The motion was lost with 11 ayes and 12 nays.

Those voting in the affirmative were:

Duffy, Hay, Holliday, Jones, Malley, Merten, Olmsted, Sherer, Wilkins, Williamson, and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Hadley, Hartshorn, Koch, McElrath, Smith, Thomas, Vankirk, Wails and Wood.

A vote taken on the motion to engross, resulted in the motion being lost, with 11 ayes, and 12 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Hadley, Hartshorn, Koch, McElrath, Thomas, Vankirk, Wails, and Wood.

Those voting in the negative were:

Duffy, Hay, Holliday, Jones, Malley, Merten, Olmsted, Sherer, Smith, Wilkins, Williamson and Mr. Speaker.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 55,

Which the Council had concurred in.

H. B. No. 10,

Was read third time, and a vote taken which resulted in the passage of the bill with 14 ayes and 9 nays.

Those voting in the affirmative were:

Doyle, Hadley, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Vankirk, Wails, Wilkins, Williamson.

Those voting in the negative were:

Ballard, Combs, Duffy, Holliday, Malley, Smith, Thomas, Wood, and Mr. Speaker.

H. B. No. 75,

Was read third time and a vote taken which resulted in the bill being lost with 11 ayes and 11 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Koch, Malley, Sherer, Smith, Thomas, and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, McElrath, Merten, Olmsted, Vankirk, Wilkins, Williamson and Mr. Speaker.

H. B. No. 66,

Was read third time and a vote taken which resulted in the passage of the bill, with 20 ayes and 3 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Merten and Wood.

H. B. No. 94

Was read third time and a vote taken which resulted in the passage of the bill, with 20 ayes, and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Sherer, Smith, Vankirk, Wails, Thomas, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative were:

Hadley.

H. B. No. 105,

Was read third time and a vote taken on the final passage of the bill, which resulted in its passage with 21 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

C. J. R. and M. No. 1,

Was read third time and a vote taken which resulted in the adoption of the resolution, with 23 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Hartshorn,

C. B. No. 70,

Was ordered engrossed, as amended.

On motion of Mr. Hay,

H. B. No. 97

Was ordered engrossed.

On motion of Mr. Jones,

H. B. No. 93,

Was ordered engrossed.

On motion of Mr. Jones,

H. B. No. 56,

Was ordered engrossed.

On motion of Mr. Jones,

H. B. No. 90,

Was ordered engrossed.

Mr Koch moved that Substitute for

H. B. No. 60,

Be ordered engrossed.

A vote was taken, which resulted in the motion being carried, with 15 ayes, and 7 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Jones, Koch, McElrath, Merten, Sherer, Smith, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Hadley, Hay, Holliday, Malley, Thomas, Wails and Mr. Speaker.

H. B. No. 57 was read.

Mr. Doyle moved

That the enacting clause of

H. B. No. 57,

Be stricken out.

A vote was taken which resulted in the motion being lost, with 9 ayes and 13 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Sherer, Smith, Thomas, and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Doyle moved

That H. B. No. 57 be amended so that "\$1,000" read "\$250.00."

The motion was lost with 7 ayes, and 14 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Thomas, and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Sherer, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones,

Further consideration of

H. B. No. 57

Was indefinitely postponed.

Mr. Jones moved

That H. B. No. 115 be ordered engrossed.

Mr. Wails moved as a substitute that further consideration of H. B. No. 115,

Be indefinitely postponed.

Mr. Thomas moved as a substitute for all motions pending that H. B. No. 115

Be recommitted.

A vote was taken which resulted in the substitute being carried, with 15 ayes, and 7 nays.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Holliday, Malley, McElrath, Smith, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Doyle, Hay, Jones, Koch, Merten, Sherer, and Wilkins.

A communication in regard to Johnson grass was read and laid over.

On motion of Mr. Doyle,

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Mr. Wails moved that

H. B. No. 125

Be ordered engrossed.

Mr. Merten moved

To lay the motion on the table.

A vote was taken which resulted in the motion to lay on the table being lost, with 11 ayes and 11 nays.

Those voting in the affirmative were:

Hay, Holliday, Jones, Koch, Malley, Merten, Sherer, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Smith, Stevens, Thomas, Wails, and Wood.

Mr. Merten moved

As a substitute for the motion to engross, that further consideration of

H. B. No. 125

Be indefinitely postponed.

A vote was taken which resulted in the motion being lost, with 9 ayes and 14 nays.

Those voting in the affirmative were:

Hay, Holliday, Jones, Koch, Merten, Sherer, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Malley, Olmsted, Smith, Stevens, Thomas, Vankirk, Wails and Wood.

Mr. Merten moved as a substitute that

H. B. No. 125

Be recommitted to the Committee on Appropriations.

A vote was taken, which resulted in the motion being carried with 12 ayes, and 11 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Koch, Merten, Olmsted, Sherer, Vankirk, Wilkins, Williamson, and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Malley, Smith, Stevens, Thomas, Wails and Wood.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar.

Mr Vankirk took the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered H. B's. No. 133, 128, C. B. No. 29 Substitute, and recommended

That H. B. No. 133 be referred to Committee on Private Corporations,

That H. B. No. 128 do pass,

That C. B. No. 29, Substitute, do pass.

On motion of Mr. Vankirk the report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 69

With the information that the President of the Council had signed the same.

Mr. Ballard moved

That the House adjourn until 10:00 o'clock.

Mr. Jones moved, as a substitute,

That the House adjourn.

The substitute was lost, with 10 ayes and 12 nays.

Those voting in the affirmative were:

Hadley, Jones, Koch, Malley, Merten, Sherer, Stevens, Thomas, Vankirk and Wails.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Olmsted, Smith, Wilkins, Williamson and Mr. Speaker.

The original motion prevailed and the House adjourned until 10:00 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirty-third Day.

Guthrie, Oklahoma Territory,
Saturday, February 11, 1899.

MORNING SESSION.

The House was called to order at 10:00 A. M. with the Speaker in the Chair.

Roll call showed all members present except Clark, Doyle and Koch.

The Journal of the Thirty-second Day was read and approved.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered

H. B's. No. 139, 138, 58, and C. B. No. 92 and recommended

That H. B. No. 139 do not pass,

That H. B. No. 138 be returned to the Committee of the Whole for their consideration.

That H. B. No. 58 do pass,

That C. B. No. 92 do pass,

Had also considered a part of the Governor's Message, and made the following report:

On page 7, under title "Revenue, Assessments and Levy of Taxes," we find a bill already pending covering this matter.

We further recommend on page 17, under the head of "Attorney General" there has already a bill passed the House covering this matter.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

C. B. No. 47, H. B's. No. 140, 135, 120, 111 and 45 and recommended

That C. B. No. 47 do pass,

That H. B. No. 140 do not pass,

That H. B. No. 135 do pass,

That H. B. No. 120 be considered in the Committee of the Whole,

That H. B. No. 111 do pass as amended,

That H. B. No. 45 be returned to the Committee of the Whole without recommendation.

Mr. Hartshorn, Chairman of the Committee on Railroads, reported that his Committee had considered

H. B. No. 141 and C. B. No. 21, and recommended

That H. B. No. 141 do not pass, and

That the enacting clause of C. B. No. 21 be stricken out.

Mr. Koch, Chairman of the Committee on Regulation of Liquor Traffic, reported that his Committee had considered

H. B. No. 122, and C. B. No. 46, and recommended

That H. B. No. 122 do not pass, and

That C. B. No. 46 do pass.

Mr. Sherer, Chairman of Committee on Engrossed Bills, reported that his Committee had considered

H. B's. No. 56, 60, 68, 90, 93, and C. B. No. 70 as engrossed and found the same to be correct;

Also H. B. No. 69 enrolled.

Mr. Merten, Chairman of the Committee on Public Lands, reported that his Committee had considered

C. C. R. No. 1 and C. B. No. 41, and recommended

That C. C. R. No. 1 do pass, and

That C. B. No. 41 do pass.

Mr. Wood, Chairman of the Committee on Medical and Sanitary Affairs, reported that his Committee had considered

H. B. No. 88 and recommended that it do pass.

The petition of Logan County farmers concerning Johnson Grass was referred to the Committee on Agriculture.

A petition signed by the citizens of Kingfisher County concerning Johnson Grass was read and laid over.

A petition signed by Logan County farmers concerning Johnson Grass, was read and laid over.

The following bills were introduced and read first time:

By Mr. Stevens,

H. B. No. 144

"An Act to Amend Sections 2 and 24 of Article 3, of Chapter 73 of the General Statutes of 1893, and Relating to the Duties of County Superintendent of Public Instruction."

By Mr. Duffy,

H. B. No. 145,

"An Act to Repeal Certain Acts of the Legislative Assembly of the Territory of Oklahoma, and for other Purposes."

By Mr. Duffy,

H. B. No. 146,

"An Act to Amend Article 28, Chapter 68, Laws of 1893."

By Mr. Hadley,

H. B. No. 147,

"An Act Regulating the Practice of Farming and Describing the Duties and Requirements Thereof."

By Mr. Smith,

H. B. No. 148,

"An Act Exempting from Taxation the Property of Religious Societies."

By Mr. Holliday:

H. B. No. 149,

"An Act to Make it a Penal Offense for any Person in this Territory to Unlawfully Sow, Scatter or Place on Land the Seed or Roots of Johnson Grass, or Sell or Give Away Hay, Straw, Oats or Grain Containing or Intermixed with the Seed or Roots of Johnson Grass."

By Mr. Combs,

H. B. No. 150,

"An Act to Provide for Remitting Penalties on Delinquent Taxes Against Real Estate."

The Speaker signed H. B. No. 69.

H. B. No. 143,

Was read the second time and referred to the Committee on Education.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole, for the purpose of considering C. B. No. 47, which had been made a special order for 10:00 o'clock.

Mr. Smith took the Chair.

Mr. Smith, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered C. B. No. 47 and recommended that they report progress and ask leave to sit again.

On motion of Mr. Smith

The report of the Committee of the Whole was adopted.

A communication from the Governor concerning an enclosure of American Book Company, was read and referred to the Committee on Education.

A communication from the Governor concerning a deficiency appropriation for the Oklahoma Sanitarium Company.

Mr. Jones moved to adjourn.

Mr. Wails moved as a substitute that the House adjourn until Monday at 2 P. M.

The substitute was lost.

The original motion prevailed and the House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the chair.

Mr. Jones moved

That the House resolve itself into a Committee of the Whole for the purpose of considering C. B. No. 47.

A vote was taken which resulted in the motion being carried, with 14 ayes and 8 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Mr. Jones took the chair.

Mr. Jones, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered C. B. No. 47, and recommended that it do pass as amended.

Mr. Jones moved

That the report of the Committee of the Whole be adopted.

The roll was called which resulted in the report being adopted, with 15 ayes and 9 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Mr. Jones moved

That C. B. No. 47 be read as amended.

Mr. Doyle moved as a substitute

That further consideration of C. B. No. 47 be indefinitely postponed.

The roll was called which resulted in the substitute being lost, with 9 ayes and 15 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

C. B. No. 47

Was read second time as amended by the Committee of the Whole.

Mr. Jones moved

That the amendments to C. B. No. 47 be adopted.

The roll was called which resulted in the amendments being adopted, with 15 ayes and 9 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Mr. Jones moved

That C. B. No. 47 be ordered engrossed.

Mr. Doyle moved as a substitute

That in Section 1, 1899 be stricken out and 1900 be inserted in lieu thereof.

The roll was called which resulted in the substitute being lost, with 8 ayes and 16 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Wails moved as a substitute

That the substitute read in the Committee of the Whole be ordered engrossed.

Mr. Merten moved the previous question.

The roll was called which resulted in the motion being carried, with 14 ayes and 9 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

A vote was taken on the substitute of Mr. Wails, which resulted in the substitute being lost, with 9 ayes and 15 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

A roll call was taken on the original motion of Mr. Jones to engross C. B. No. 47, which resulted in the motion being carried, with 15 ayes and 9 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had considered

H. B. No. 55 as enrolled, and found the same to be correct.

On motion of Mr. Merten

The House proceeded to consider bills on third reading.

C. B. No. 69

Was read third time and a roll call taken on its final passage which resulted in the bill being lost, with 9 ayes and 11 nays.

Those voting in the affirmative were:

Combs, Hadley, Hay, Jones, McElrath, Merten, Olmsted, Vankirk and Wood.

Those voting in the negative were:

Doyle, Duffy, Holliday, Malley, Sherer, Smith, Stevens, Thomas, Wails, Williamson and Mr. Speaker.

H. B. No. 60

Was read third time and a roll call taken on its final passage, which resulted in the bill being passed, with 14 ayes and 8 nays.

Those voting in the affirmative were:

Ballard, Doyle, Holliday, Jones, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Duffy, Hadley, Hartshorn, Hay, Malley, Thomas and Wails.

C. B. No. 70

Was read third time and a roll call was taken which resulted in the passage of the bill, with 22 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Hadley.

H. B. No. 90

Was read third time and a roll call taken on its final passage, which resulted in the passage of the bill with 22 ayes and 1 nay.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Ballard.

H. B. No. 56

Was read third time and a vote taken on its final passage which resulted in the bill being lost, with 4 ayes and 15 nays.

Those voting in the affirmative were:

Duffy, Hay, Merten and Wilkins.

Those voting in the negative were:

Ballard, Combs, Doyle, Hadley, Hartshorn, Holliday, Jones, Malley, Olmsted, Smith, Stevens, Thomas, Vankirk, Wails and Mr. Speaker.

H. B. No. 93

Was read third time and a roll call taken on its final passage, which resulted in the bill being passed with 23 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Hay

The vote on the final passage of H. B. No. 75, by which the bill was lost, was reconsidered.

On motion of Mr. Jones

The House adjourned until 9:00 A. M., Monday, February 13, 1899.

C. M. KEIGER, Chief Clerk

Approved.

THOS. R. REID, Speaker.

Thirty-fourth Day,

Sunday, February, 12th, 1899.

Thirty-fifth Day,

Guthrie, Oklahoma Territory,
Monday, February 13th, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark, Duffy, Koch, Smith and Thomas.

The Journal of the Thirty-third Day was read and approved.

Mr. Olmsted, Chairman of the Committee on Education reported that his Committee had considered

H. B's. No. 114 and 112

And recommended

That H. B. No. 114 do not pass, and

That H. B. No. 112 do pass.

Mr. Vankirk, Chairman of the Committee on Roads and Highways, reported that his Committee had considered

C. B. No. 115

And recommended that it do pass.

A petition of the citizens of Logan County relating to Johnson grass was referred to the Committee on Agriculture.

A petition of the citizens of Kingfisher County relating to Johnson grass was referred to the Committee on Agriculture.

The following bill was introduced and read first time.

By Mr. Jones,

H. B. No. 151:

"An Act to Authorize Railroad Companies to Sell and Lease their Railroads, Property and Franchises."

The rules were suspended and

H. B. No. 151

Was read second time and referred to the Committee on Railroads.

The following bills were introduced and read first time:

By Mr. Sherer,

H. B. No. 152:

"An Act Amendatory of Chapter 47, Statutes of Oklahoma, 1893."

By Mr. Jones,

H. B. No. 153:

"An Act for the Protection of Females."

The following bills were read second time and referred to the following Committees:

H. B. No. 144,

Referred to Committee on Education.

H. B. No. 145,

Referred to Committee on Judiciary.

H. B. No. 146,

Referred to Committee on Criminal Jurisprudence.

H. B. No. 147,

Referred on Committee on Agriculture.

H. B. No. 148,

Referred to Committee on Ways and Means.

H. B. No. 149,

Referred to Committee on Agriculture.

H. B. No. 150,

Referred to Committee on Ways and Means.

A vote was taken on the final passage of

H. B. No. 75,

Which resulted in the bill being lost, with 9 ayes and 10 nays.

Those voting in the affirmative were:

Combs, Hadley, Hay, Holliday, Malley, Sherer, Thomas, Wails and Wood.

Those voting in the negative were:

Ballard, Hartshorn, Jones, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar.

Mr. Wood took the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 129, C. B. No. 16, and H. B. No. 119, and recommended

That H. B. No. 129 be recommitted to Committee on Judiciary.

That C. B. No. 16 do pass as amended,

That H. B. No. 119 be recommitted to Committee on Medical and Sanitary Affairs.

On motion of Mr. Jones,

The report of the Committee of the Whole was adopted.

On motion of Mr. Jones

The amendments to C. B. No. 16, recommended by the Committee of the Whole, were adopted.

On motion of Mr. Doyle,

C. B. No. 16 was ordered engrossed as amended.

On motion of Mr. Jones,

The House adjourned until 2 P. M.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Mr. Wilkins, Chairman of the Committee on Public Buildings, reported that his Committee had considered

H. B. No. 130,

And recommended that it do pass.

Mr. Merten, Chairman of the Committee on Public Lands, reported that his Committee had considered

H. B. No. 44,

And recommended the following amendment:

In Section 2 after the word "living" insert "on said indemnity school lands", and when so amended the bill do pass.

Mr. Williamson, Chairman of the Committee on Banks and Banking, reported that his Committee had considered,

H. B. No. 53,

And returned the same without recommendation.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

C. B. No. 47 engrossed,

And found the same to be correct.

The following bill was introduced and read first time.

By. Mr. Wilkins,

H. B. No. 154:

"An Act to Create a Territorial Land Office and a Commissioner thereof, and Providing for a Board of Land Commissioners and to Prescribe the Duties of such Officers and to Provide for the Leasing and Management of all Lands Owned and Controlled by the Territory of Oklahoma, and for other Purposes."

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for

the purpose of considering bills on the Calendar which had been unfavorably reported on by the House Committees.

Mr. Thomas took the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 103, 108, 123, 126, and 127, Substitute for C. B. No. 3, H. B's. No. 139, 140, 141, 138 and 45; and recommended

That further consideration of H. B. No. 103 be indefinitely postponed,

That H. B. No. 108 do not pass,

That H. B. No. 123 do not pass,

That H. B. No. 126 be referred to the Committee on Ways and Means,

That further consideration of H. B. No. 127 be indefinitely postponed,

That Substitute for C. B. No. 3 lie over and be again considered by the Committee of the Whole,

That H. B. No. 139 be recommitted to Committee on Ways and Means,

That further consideration of H. B. No. 140 be indefinitely postponed.

That H. B. No. 141 be printed,

That H. B. No. 138 be printed,

That further consideration of H. B. No. 45 be indefinitely postponed.

On motion of Mr. Thomas

The report of the Committee of the Whole was adopted.

On motion of Mr. Stevens

The House adjourned until Wednesday, February 15th, at 2 P. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirty-sixth Day.

Tuesday, February 14, 1899

Thirty-seventh Day.

Guthrie, Oklahoma Territory,
Wednesday, February 15th, 1899.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the chair.

On motion of Mr. Doyle,

The roll call and reading of the Journal was dispensed with.

On motion of Mr. Vankirk,

The House adjourned until 2 P. M. Thursday, February 16, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirty-eighth Day.

Guthrie, Oklahoma Territory,
Thursday, February 16th, 1899.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Merten.

The Journal of the Thirty-fifth Day was read and approved.

The Journal of the Thirty-seventh Day was read and approved.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his committee had considered

H. B's. No. 150, 148, 139, and Substitute for H. B. No. 126 and recommended

That H. B. No. 150 do pass, as amended,

That H. B. No. 148 do pass,

That H. B. No. 139 do pass, and

That Substitute for H. B. No. 126 be referred to the Committee of the Whole for further consideration.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

H. B. No. 34

And recommended that Committee's Substitute do pass.

Mr. Hartshorn, Chairman of the Committee on Railroads, reported that his Committee had considered

H. B. No. 151, and C. B. No. 62, and recommended

That H. B. No. 151, do pass, and

That C. B. No. 62 do pass

Mr. Hartshorn, Chairman of the Committee on County and Township Organization, reported that his Committee had considered

C. B. No. 36,

And recommended that it do pass.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered

H. B's. No. 142, 144 and 143, and recommended

That H. B. No. 142 do pass,

That H. B. No. 144 do pass, as amended ,

That H. B. No. 143 do pass, as amended.

Mr. Olmsted, Chairman of the Committee of Agriculture, reported that his Committee had considered

H. B's. No. 147, and 131, and C. B. No. 74 and recommended

That H. B. No. 147 be considered in the Committee of the Whole,

That H. B. No. 131 do pass, and

That C. B. No. 74 do pass.

Mr. Sherer, Chairman of the Committee on Elections, reported that his Committee had considered

C. B. No. 95 and H. B's. No. 132, 54, and 107, and recommended

That C. B. No. 95 do pass,

That H. B. No. 132 do pass,

That H. B. No. 54 do pass, and

That H. B. No. 107 do not pass.

The following bills were introduced and read first time:

By Mr. Hadley,

H. B. No. 155:

"An Act Amending Sections 3 and 4, Chapter 18, Session Laws of 1897."

By Mr. Sherer,

H. B. No. 156:

"An Act Amendatory of Section 3, Chapter 27, Session Laws of 1897, and Providing for the Payment for Services of Secretary of Park Board and for other Purposes."

By Mr. Clark.

H. B. No. 157:

"An Act Amendatory of Section 110, of Article 8, of Chapter 67, of the Statutes of Oklahoma, 1893, entitled 'Civil Procedure before Justice,' and Amendatory of Section 17, of Article 1, of Chapter 69 of the Statutes of 1893. Entitled 'Criminal Procedure before Justice,' and Repealing Chapter 19 of the Session Laws of 1895, Entitled 'Court,—Justice.'"

By Mr. Jones,

H. B. No. 158:

"An Act to Prohibit Probate Judges from Practicing in Their Own Courts."

By Mr. Jones,

H. B. No. 159:

"An Act Rendering Ineligible Territorial Officers from being

Members of any of the Boards having in Charge the Government of the Territorial Educational Institutions."

By Mr. Combs,

H. B. No. 160:

"An Act Prohibiting Usury and Prescribing Penalties therefor."

By Mr. Speaker, by request,

H. B. No. 161:

"An Act Relating to County Buildings."

H. J. R. No. 5, concerning the Sacred Heart Mission, was read first time.

The following bills were read second time and referred to the following committees:

H. B. No. 152,

Committee on Regulation of Liquor Traffic.

H. B. No. 153,

Committee on Judiciary.

H. B. No. 154,

Committee on Public Lands.

Mr. Jones moved,

That the rules be suspended, H. B. No. 151 be considered engrossed and placed on its third reading and final passage.

The motion prevailed.

H. B. No. 151,

Was read third time and a vote taken on its final passage which resulted in the bill being passed with 23 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative,

Hadley.

Mr. Jones moved,

That the vote, by which

H. B. No. 151,

Passed the House, be reconsidered and the motion laid on the table.

A vote was taken which resulted in the motion being carried with 23 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens,

Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative,

Hadley.

H. B. No. 128 was read.

On motion of Mr. Merten,

H. B. No. 128 was ordered engrossed.

Substitute for C. B. No. 29 was read.

On motion of Mr. Stevens

Substitute for C. B. No. 29 was ordered engrossed.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 55,

With the information that it had been signed by the President of the Council.

The Messenger from the Council transmitted

H. B. No. 78,

Which had passed the Council.

The Messenger from the Council requested the Speaker to transmit to the Council, the Council engrossed copy of

C. B. No. 70.

H. B. No. 29 was read third time.

Mr. Hadley offered on amendment and moved

That the amendment be adopted.

Mr. Merten moved as a substitute

That further consideration of H. B. No. 29 be indefinitely postponed.

Mr. Doyle moved as a further substitute

That H. B. No. 29 be recommitted to the Committee on Railroads.

A vote was taken which resulted in the substitute being carried with 13 ayes and 10 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Holliday, Sherer, Stevens, Thomas, Wails, Wood and Mr. Speaker.

Those voting in the negative were:

Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Vankirk, Wilkins and Williamson.

On motion of Mr. Stevens

The House resolved itself into a Committee of the Whole for

the purpose of considering bills on the Calendar, with Mr. Olmsted in the Chair.

Mr. Olmsted, Chairman of the Committee of the Whole, reported, that the Committee of the Whole had considered

H. B's. No. 58, 88, 111, 112, 135, 138, C. B. No. 115, and H. B. No. 44, and recommended

That H. B. No. 58 do pass,

That H. B. No. 88 do not pass,

That further consideration of H. B. No. 111 be indefinitely postponed,

That further consideration of H. B. No. 112 be indefinitely postponed,

That H. B. No. 135 do pass,

That further consideration of H. B. No. 138 be indefinitely postponed,

That C. B. No. 115 be recommitted to the Committee on Roads and Highways.

That H. B. No. 44 do not pass.

On motion of Mr. Olmsted

The report of the Committee of the Whole was adopted.

The rules were suspended,

H. B. No. 156,

Was read second time and referred to the Committee on County and Township Organization.

By unanimous consent the following bills were introduced and read first time.

By Mr. Ballard,

H. B. No. 162:

"An Act Creating the City of Weatherford a City of the First Class."

By Mr. Doyle,

H. B. No. 163,

"An Act to Repeal Chapter 39, Session Laws of 1897, Entitled: 'Public Building Fund.'"

By Mr. Speaker,

H. B. No. 164:

"An Act to Require the Payment of Certain Premiums to the Fire Departments of Cities and Incorporated Villages by Fire Insurance Companies Doing Business in the Territory of Oklahoma."

By Mr. Speaker,

H. B. No. 165:

"An Act Providing for the Organization of Public Warehouses and to Regulate the Warehousing and Inspection of Grain in Public Warehouses and Otherwise in the Territory and Providing for the Appointment of Grain Inspector."

The rules were suspended,

H. B. No. 165

Was read second time and referred to Committee on Judiciary.

On motion of Mr. Wilkins,

H. B. No. 58 was ordered engrossed.

On motion of Mr. Ballard

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Thirty-ninth Day,

Guthrie, Oklahoma Territory,
Friday, February 17, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and McElrath.

The Journal of the Thirty-eighth Day was read, corrected and approved.

The Speaker signed.

H. B. No. 55.

Two petitions, one signed by the barbers of Oklahoma Territory, and one signed by the citizens of Oklahoma Territory, concerning

H. B. No. 133 were read.

Mr. Wood, Chairman of the Committee on Military Affairs, reported that his Committee had considered

H. B. No. 84,

And returned the same without recommendation.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

C. B. No. 29, and H. B. No. 151 engrossed

And found the same to be correct.

Mr. Holliday, Chairman of the Committee on Private Corporations, reported that his Committee had considered

H. B. No. 133,

And recommended that it do not pass.

Mr. Sherer, Chairman of the Committee on County and Township Organization, reported that his Committee had considered

H. B. No. 156,

And recommended that it do pass.

H. J. R. No. 5 was read second time and referred to the Committee on Public Lands.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 2,

Which had passed the Council.

The Messenger from the Council transmitted

C. J. R. No. 1

For the Speaker's signature.

The Messenger from the Council transmitted

H. B. No. 6 and Council Substitute for same.

The Messenger from the Council transmitted

C. B. No. 58,

Which had passed the Council.

The Speaker signed

C. J. R. No. 1.

C. B. No. 58 was read first time.

Mr. Stevens moved

That the rules be suspended, that

C. B. No. 58 be read second time, and be referred to the appropriate Committee.

C. B. No. 58

Was read second time and referred to the Committee on Ways and Means.

The Council Substitute for H. B. No. 6

Was read first time.

Mr. Stevens moved

That the rules be suspended, that

Council Substitute for H. B. No. 6 be read second time and referred to the appropriate Committee.

Council Substitute for H. B. No. 6 was read second time and referred to the Committee on Municipal Corporations.

C. B. No. 2 was read first time.

By unanimous consent, Mr. Wood, Chairman of the Committee on Medical and Sanitary Affairs, made the following report:

That his Committee had considered

H. B. No. 119

And recommended that Committee Substitute do pass.

The following bills were read second time and referred to the following committees:

H. B. No. 155,

Committee on Banks and Banking.

H. B. No. 157,

Committee on Criminal Jurisprudence.

H. B. No. 158,
Committee on Criminal Jurisprudence.

H. B. No. 159,
Committee on Education.

H. B. No. 160,
Committee on Banks and Banking.

H. B. No. 161,
Committee on Ways and Means.

H. B. No. 162,
Committee on Municipal Corporations.

H. B. No. 163,
Committee on Judiciary.

H. B. No. 164,
Committee on Insurance.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Holliday in the Chair.

Mr. Holliday, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. C. R. and M. No. 1, H. B. No. 104, C. B's. No. 33, 46, H. B. No. 141, C. B. No. 41, and recommended

That C. C. R. and M. No. 1 do pass,

That H. B. No. 104 do pass,

That C. B. No. 33 do not pass.

That further consideration of C. B. No. 46 be indefinitely postponed,

That H. B. No. 141 do not pass,

That Committee report progress and ask leave to sit again to consider C. B. No. 41.

On motion of Mr. Holliday the report of the Committee was adopted.

The Private Secretary of the Governor transmitted a Message from the Governor.

On motion of Mr. Jones the House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

A communication from the Governor stating that he had approved

H. B. No. 55 was read.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

C. B. No. 16, H. B's. No. 58, 97, and 128, engrossed.

And found same to be correct.

Mr. Vankirk, Chairman of the Committee on Roads and Highways, reported that his Committee had considered

C. B. No. 115,

And recommended that it do pass.

Mr. Stevens moved that

C. B. No. 16

Be placed on its third reading and final passage.

The motion prevailed.

C. B. No. 16

Was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 22 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Thomas in the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's. No. 41, 115, H. B. No. 124, and C. B. No. 92, and recommended

That C. B. No. 41 do pass as amended,

That C. B. No. 115 do pass as amended,

That H. B. No. 124 do pass as amended,

That C. B. No. 92 do pass as amended,

On motion of Mr. Thomas

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 151,

Which had passed the Council.

The Messenger from the Council transmitted

H. B. No. 3

Which had failed to pass the Council.

On motion of Mr. Combs,

H. B. No. 124 was ordered engrossed.

On motion of Mr. Doyle

H. B. No. 97

Was placed on its third reading and final passage.

H. B. No. 97

Was read third time and a vote taken on its final passage, which resulted in the bill being lost with 13 ayes and 9 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hay, Jones, Malley, Sherer, Smith, Thomas, Vankirk and Wails.

Those voting in the negative were:

Hartshorn, Holliday, Koch, Merten, Olmsted, Stevens, Wilkins, Williamson and Wood.

On motion of Mr. Doyle the House adjourned until 10:00 o'clock A. M.

C. M. KEIGER, Chief Clerk.

Approved.

THOS. R. REID, Speaker.

Fortieth Day.

Guthrie, Oklahoma Territory,
Saturday, February 18, 1899.

MORNING SESSION.

The House was called to order at 10:00 A. M. with the Speaker in the chair.

Prayer by Rev. Buckner.

Roll call showed all members present except Clark and Wood, who were excused.

Message from the Council.

The Messenger from the Council transmitted the information that Council had concurred in House amendments to

C. B. No. 16.

The Messenger from the Council transmitted

H. B. No. 93,

Which had passed the Council, and recalled

H. B. No. 3.

The Journal of the Thirty-ninth Day was read and approved.

A petition signed by members of the legal and medical professions, asking that members vote for the passage of

H. B. No. 133 was read.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered H. B's. No. 18, 121, 129, 134, 153, 163, and 165 and recommended

That H. B. No. 18 be returned without recommendation,

That further consideration of H. B. No. 121 be postponed pending action on C. B. No. 115,

That H. B. No. 129 do not pass,

That Committee Substitute for H. B. No. 134 do pass,

That H. B. No. 153 be considered in Committee of the Whole,

That H. B. No. 163 be returned without recommendation,

That H. B. No. 165 do pass.

Mr. Koch, Chairman of the Committee on Regulation of Liquor Traffic, reported that his Committee had considered

H. B. No. 152,

And recommended that it do pass.

The following bills were introduced and read first time:

By Mr. Stevens,

H. B. No. 166,

"An Act Incorporating the Oklahoma Chautauqua Association of Kingfisher County, Oklahoma Territory."

By Mr. Olmsted,

H. B. No. 167,

"An Act Authorizing and Directing the Secretary of the Territory to Purchase Copies of a Book, Entitled, 'Morgan's Digest of Oklahoma Statutes and Supreme Court Decisions,' and Providing for the Payment and Distribution of the Same."

H. C. R. No. 6,

Concerning a public burial ground and cemetery located near El Reno, Oklahoma Territory, and memorializing Congress to give and convey 80 acres of land in trust for the people of Canadian County for burial purposes, was read.

Mr. Hadley moved

That the Resolution be adopted as read.

Mr. Wails moved

That the Resolution be amended by striking out "eighty acres" and inserting "twenty acres" in lieu thereof.

The amendment was lost and the original motion prevailed

On motion of Mr. Jones

H. B. No. 153 was ordered printed.

On motion of Mr. Vankirk

C. B. No. 115 was ordered engrossed.

By unanimous consent the following bill was introduced and read first time:

By Mr. Hartshorn,

H. B. No. 168,

"An Act to Create the County of McKinley, out of Woods County, Territory of Oklahoma, Providing for the Organization Thereof, Filling Vacancies in the Offices Created and Providing for the Distribution of Property and Indebtedness of Woods County, and Relating to the Taxes and Records Thereof, and Repealing all Acts and Parts of Acts in Conflict Herewith."

A communication from the Secretary of the Oklahoma Live Stock Association, enclosing a resolution endorsing C. M. Barnes and the Live Stock Sanitary Commission was read.

On motion of Mr. Wails

The rules were suspended and the Resolution was laid on the table.

C. B. No. 2

Was read second time and referred to Committee on Ways and Means.

H. B. No. 58

Was read third time and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Jones

The vote by which

H. B. No. 58

Passed the House was reconsidered and the motion laid on the table.

C. B. No. 29

Was read third time and a vote taken on the final passage of the bill, which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Jones

The vote by which

C. B. No. 29

Passed the House was reconsidered and the motion was laid on the table.

H. B. No. 128

Was read third time and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

C. B. No. 47

Was taken up and ordered read third time.

Mr. Doyle raised the point of order that

C. B. No. 47

Was not on its third reading without a vote of the House and appealed from the decision of the Speaker that bill was taken up in its regular order.

A vote was taken on the appeal, which sustained the decision of the Speaker, with 14 ayes and 6 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Mer-

ten, Olmsted, Sherer, Stevens, Vankirk, Wilkins and Williamson.

Those voting in the negative were:

Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Mr. Doyle moved for a call of the House,

And that the Sergeant-at-Arms be instructed to bring in absentees.

Roll call showed absentees to be:

Ballard, Clark, Combs and Wood, Combs and Wood having been excused.

On motion of Mr. Merten

Further proceedings under the call were dispensed with, Ballard and Clark having reported.

Mr. Doyle moved that

C. B. No. 47 be recommitted to the Judiciary Committee.

Mr. Merten moved the previous question.

The motion prevailed with 15 ayes and 8 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

The roll was called on Doyle's motion to recommit which resulted in the motion being lost with 8 ayes and 15 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson and Mr. Speaker.

C. B. No. 47 was read third time and a vote taken on its final passage, which resulted in the bill being passed, with 15 ayes and 8 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Doyle, Duffy, Hadley, Smith, Thomas and Wails.

Mr. Wails made the following explanation of his vote:

"I am in favor of Statehood but as this is only a grand stand play on the part of the majority, knowing \$8000 will not pay the

expenses of the election it calls for, and as warrants cannot be issued in excess of the appropriation made, and you all know it will never become a law, hence in the interest of economy I vote no.
"WAILS."

On motion of Mr. Ballard
The House adjourned until 2 P. M.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Mr. Thomas moved to adjourn.

Mr. Merten asked for a call of the House.

A quorum was announced and on motion of Mr. Merten

Further call of the House was dispensed with.

By unanimous consent of the House the following bills were introduced and read first time:

By Mr. Malley,

H. B. No. 169:

"An Act to Appropriate Money for the Improvement and Maintenance of the Agricultural and Normal University of the Territory of Oklahoma for the Use and Benefit of the Colored People of said Territory."

By Mr. Malley,

H. B. No. 170:

"An Act Apportioning the Fund between the Agricultural and Mechanical College at Stillwater and the University at Langston."

By the unanimous consent of the House

H. B. No. 168,

Was read second time and referred to the Committee on County and Township Organization.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 124,

And found the same to be correctly engrossed.

By unanimous consent, Mr. Merten, Chairman of the Committee on Public Lands, reported that his Committee had considered

H. J. R. No. 5

And recommended that it do pass.

By unanimous consent the following bills were introduced and read first time:

By Mr. Merten,

H. B. No. 171:

"An Act Regulating the Term of Office of the County Superintendent of Public Instruction."

By Mr. Hay,
H. B. No. 172,

"An Act Amending Section 47 and Section 48, of Chapter 15, Session Laws of 1897, Entitled: 'An Act to Regulate Fees and Salaries of County Officers and other Purposes.' "

By Mr. Holliday, by request,
H. B. No. 173:

"An Act for the Betterment of Public Roads."

The Joint Committee on Enrolled and Engrossed Bills reported
H. B. No. 151, correctly enrolled.

On motion of Mr. Merten,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, which had been unfavorably reported by House Committees, with Mr. Doyle in the Chair.

Mr. Doyle, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 114, 19, C. B. No. 21, Substitute for C. B. No. 3, and H. B. No. 21, and recommended

That H. B. No. 114 do not pass,

That H. B. No. 91 do not pass,

That C. B. No. 21 do not pass,

That Substitute for C. B. No. 3 do not pass, and

That H. B. No. 21 do not pass.

On motion of Mr. Doyle,

The report of the Committee of the Whole was adopted.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had concurred in House amendments to

C. B. No. 70,

C. C. R. and M. No. 1 was read.

On motion of Mr. Merten

The Resolution was adopted.

Mr. Doyle moved,

That when the House adjourn it do adjourn until Monday at 2 P. M.

The motion prevailed.

On motion of Mr. Doyle,

H. B. No. 104

Was ordered engrossed.

On motion of Mr. Doyle,

H. B. No. 135

Was ordered engrossed as reported by the Committee of the Whole.

Mr. Merten moved,
That the vote by which
C. B. No. 47

Passed the House be reconsidered and the motion laid on the table.

The Speaker signed
H. B. No. 151.

Message from the Council.

The Messenger from the Council transmitted
H. B. No. 3

And Council amendments to same which had passed the Council.

The Messenger from the Council transmitted
C. B. No. 45,

Which had passed the Council.

Mr. Doyle raised the point of order on Mr. Merten's motion to reconsider

C. B. No. 47

And lay on the table, that two motions were contained in one.

Mr. Merten moved that the vote by which

C. B. No. 47

Passed be reconsidered and the previous question.

A vote was taken on the previous question which resulted in the motion being carried with 12 ayes and 5 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Doyle, Hadley, Smith and Thomas.

A vote was taken on the motion to table the motion to reconsider, which resulted in the motion being carried, with 12 ayes and 5 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Doyle, Hadley, Smith and Thomas.

On motion of Mr. Ballard

The House adjourned until Monday at 2 P. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Forty-first Day.

Sunday, February 19, 1899.

Forty-second Day,

Guthrie, Oklahoma Territory,
Monday, February 20, 1899.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Prayer by Rev. Billings.

Roll call showed all members present except Ballard, Combs, Doyle and Stevens.

The Journal of the Fortieth Day was read and approved.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 27 which had passed the Council.

The Messenger from the Council transmitted

C. B. No. 34 which had passed the Council.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered

H. B. No. 161, Substitute for C. B. No. 2, and C. B. No. 58, and recommended

That H. B. No. 161 do pass,

That Substitute for C. B. No. 2 do pass, and

That C. B. No. 58 do pass.

Mr. McElrath, Chairman of the Committee on Appropriations, reported that his Committee had considered

H. B. No. 125, and recommended that it do not pass.

Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered

C. B's. No. 88, 59, 15, Council Substitute for H. B. No. 6, H. B. No. 136, and H. B. No. 162, and recommended

That C. B. No. 88 do pass,

That C. B. No. 59 do pass,

That C. B. No. 15 do pass,

That Council Substitute for H. B. No. 6 do not pass.

That H. B. No. 136 do not pass,

That H. B. No. 162 be returned to the House without recommendation.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 104, 135, C. B. No. 115 and C. R. No. 6 engrossed and found the same to be correct.

Mr. Sherer, and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B's. No. 78 and 93, and found the same to be correctly enrolled.

The following bills were introduced and read first time:

By Mr. Jones,

H. B. No. 174:

"An Act Fixing the Fees and Compensation of Clerks of the District Court and Providing for an Accounting and Providing Penalties for a Failure so to do."

By Mr. Jones,

H. B. No. 175:

"An Act Authorizing Actions to be Brought to Test the Legality of Assessments, Equalizations, Levies and Collections of Taxes."

By Mr. Hartshorn,

H. B. No. 176

"An Act Amendatory of Section 1, Chapter 2 of the Session Laws of the Territory of Oklahoma, of 1897, Entitled: 'An Act to Amend Section 31, of Article 2 of Chapter 2, of the Statutes of Oklahoma, 1893. Entitled: 'An Act to Regulate and Restrain the Running at Large of Domestic Animals and to Provide for Fencing Against them.'"

By Mr. Holliday,

H. B. No. 177:

"An Act to Restore Private Funds Used for the Public Good."

H. B. No. 27 as amended by the Council was read.

Mr. McElrath moved that the Council amendments to

H. B. No. 27 be concurred in.

A vote was taken which resulted in the Council amendments being concurred in with 21 ayes.

Those voting in the affirmative were:

Clark, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

C. B. No. 34 was read first time.

H. B. No. 3 as amended by the Council was read.

Mr Jones moved that the Council amendments to H. B. No. 3 be concurred in.

A vote was taken which resulted in the amendments being declared concurred in with 13 ayes and 8 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted Sherer, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Duffy, Hadley, Holliday, Malley, Smith, Thomas and Wails.

The following bills were read second time and referred to the following committees:

H. B. No. 166,
Committee on Education.

H. B. No. 167,
Committee on Judiciary.

H. B. No. 169,
Committee on Appropriations.

H. B. No. 170,
Committee on Appropriations.

H. B. No. 171,
Committee on Education.

H. B. No. 172,
Committee on Compensation of Public Officers.

H. B. No. 173,
Committee on Roads and Highways.

H. B. No. 124 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes and 3 nays.

Those voting in the affirmative were:

Clark, Duffy, Hadley, Hay, Holliday, Jones, Koch, McElrath, Olmsted, Sherer, Smith, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Malley, Merten and Thomas.

Mr. Wails raised a point of order that

H. B. No. 3 as amended had not received a majority of the votes of all members elected, and was sustained.

Mr. Jones moved

That the vote by which the House failed to concur in the Council amendments to

H. B. No. 3 be reconsidered.

Mr. Holliday moved that the motion be laid on the table.

A vote was taken on the motion to table the motion to reconsider, which resulted in the motion being lost with 7 ayes and 12 nays.

Those voting in the affirmative were:

Clark, Duffy, Hadley, Holliday, Smith, Thomas and Wails.

Those voting in the negative were:

Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

The original motion to reconsider was carried, and a vote taken to concur in Council amendments to

H. B. No. 3, which resulted in the amendments being concurred in with 14 ayes and 7 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Duffy, Hadley, Holliday, Smith, Thomas and Wails.

H. B. No. 135 was read third time and a vote taken on its final passage, which resulted in the passage of the bill with 17 ayes and 4 nays.

Those voting in the affirmative were:

Clark, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Duffy, Hadley, Smith and Wails.

H. B. No. 104 was read third time and a vote taken on its final passage which resulted in the bill being passed with 19 ayes and 2 nays.

Those voting in the affirmative were:

Clark, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Wood, and Mr. Speaker.

Those voting in the negative were:

Merten and Williamson.

Mr. Merten moved

To amend House rules as follows:

"No member speaking to any question shall occupy more than ten minutes except by leave of House."

On motion of Mr. Jones,

The proposed amendment was referred to the Committee on Rules.

C. B. No. 41 was read second time and amended, and on motion of Mr. Merten was ordered engrossed as amended.

On motion of Mr. Jones,

C. B. No. 92 was ordered engrossed.

Message from the Council.

The Messenger from the Council returned

C. B. No. 115 with House engrossment and requested that the House return

C. B. No. 115 with an engrossed copy of House amendments.

The Messenger from the Council transmitted

H. B. No. 93 which had been signed by the President of the Council.

The Messenger from the Council transmitted

H. B. No. 78, which had been signed by the President of the Council.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole, for the purpose of considering bills on the Calendar, with Mr. Hay in the Chair.

Mr. Hay, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B. No. 62, H. B's. No. 150, 148, 139, 34, and recommended

That C. B. No. 62 do pass,

That H. B. No. 150 do not pass,

That H. B. No. 148 do not pass,

That H. B. No. 139 do pass as amended, and

Asked leave to sit again to consider H. B. No. 34.

On motion of Mr. Jones

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 16 enrolled and ready for Speaker's signature.

The Messenger from the Council transmitted

C. B. No. 29 enrolled and ready for Speaker's signature.

The Messenger from the Council transmitted

C. B's. No. 78 and 26, which had passed the Council.

The Messenger from the Council transmitted

C. B. No. 80 which had passed the Council.

On motion of Mr. Jones

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Forty-third Day.

Guthrie, Oklahoma Territory,
Tuesday, February 21, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Ballard, Clark and Doyle

The Journal of the Forty-second Day was read and approved.

A petition signed by 21 barbers of Oklahoma City, asking that members vote for

H. B. No. 133, was read.

The following bills were introduced and read first time:

By Mr. Wood:

H. B. No. 178,

"An Act to Provide for the Drainage of Swamp, Bottom or Low Lands and to Repeal Chapter 71 of Statutes of 1893."

By Mr. Jones,

H. B. No. 179,

"An Act Authorizing Cities of of the First-class to Extend or Build Laterals to Sewers and to Levy Special Assessments of Taxes to pay for Same."

The Speaker signed

H. B. No. 18.

The Speaker signed

H. B. No. 93.

The following Council bills were read first time:

C. B. No. 80, C. B. No. 26, C. B. No. 78.

The following bills were read second time and referred to the following committees:

H. B. No. 174,

Committee on Compensation of Public Officers.

H. B. No. 175,
Committee on Judiciary.

H. B. No. 176,
Committee on Agriculture.

H. B. No. 177,
Committee on Judiciary.

C. B. No. 34,
Committee on Roads and Highways.

C. B. No. 45,
Committee on Public Lands.

On motion of Mr. Sherer,
C. B. No. 62 was placed on its third reading and final passage.

The roll was called on the final passage of C. B. No. 62, which resulted in the passage of the bill with 20 ayes.

Those voting in the affirmative were:

Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Sherer,
H. B. No. 139 was ordered engrossed.

Mr. Wails moved that
H. B. No. 24 be ordered engrossed.

Mr. Merten offered a substitute for H. B. No. 24.

On motion of Mr. Wails
The Substitute was adopted.

Mr. Wails offered an amendment to Merten's Substitute, which on motion of Mr. Wails was adopted.

Mr. Merten offered an amendment to section 1 which on motion of Mr. Wails was adopted.

On motion of Mr. Jones

The Substitute for H. B. No. 24 was ordered engrossed as amended.

On motion of Mr. Jones the House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Hadley in the Chair.

Mr. Hadley, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 130, 34, C. B. No. 36, H. B. No. 142, and H. B. No. 143, and recommended

That H. B. No. 130 be returned to the author,

That H. B. No. 34 do pass as amended,

That C. B. No. 36 do pass,

That H. B. No. 142 do not pass,

That H. B. No. 143 do not pass.

On motion of Mr. Hadley

The report of the Committee of the Whole was adopted.

The Private Secretary of the Governor reported a Message from the Governor.

On motion of Mr. Jones,

The House adjourned until Wednesday at 10:00 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID. Speaker.

Forty-fourth Day.

Guthrie, Oklahoma Territory,
Wednesday, February 22, 1899.

MORNING SESSION.

The House was called to order at 10:00 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

Mr. Merten, Speaker pro tem, took the Chair.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 92,

Which had passed the Council.

The Journal of the Forty-third Day was read and approved.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 139 and found the same to be correctly engrossed; had also examined

C. B. No. 41 and reported the amendments thereto correctly engrossed.

A petition signed by barbers of Oklahoma City was referred to the Committee of the Whole House.

A petition signed by citizens of Kingfisher County, relating to quarantine laws, was read and referred to the Committee on Quarantine.

The following bills were introduced and read first time:

By Mr. Koch,

H. B. No. 180,

"An Act Authorizing and Empowering School Districts in Oklahoma Territory to Create a Building Fund."

By Mr. Merten,

H. B. No. 181,

"An Act Relating to Revenue."

By Mr. Merten,

H. B. No. 182,

"An Act Relating to Fire, Life, Accident and Guaranty Companies and Amending Sections 27 and 30 of Article 1 of Chapter 44, Statutes of 1893, and Section 25 of Article 3 of the Statutes of 1893, and Other Purposes."

MESSAGE FROM THE GOVERNOR.

Guthrie, Oklahoma Territory,
February 21, 1899.

Hon. Thos. R. Reid, Speaker of the House of Representatives.

Sir:—I have the honor to inform your Honorable Body that I have this day approved H. B. No. 93, being "An Act to Amend General Section 1745 of the Statutes of Oklahoma, 1893, Relating to Coroner's Inquests," and have filed the same with the Territorial Secretary.

Very respectfully,

C. M. BARNES, Governor.

A communication from the Governor, enclosing a copy of a communication from the Secretary of the Interior which read: "An Act authorizing the Secretary of the Interior to permit the use of the buildings on the Fort Supply Military Reservation by Oklahoma Territory, for an insane asylum," was read.

The following bills were read second time and referred to the following committees:

H. B. No. 178,
Committee on Agriculture.

H. B. No. 179,
Committee on Municipal Corporations.

C. B. No. 26,
Committee on Private Corporations.

C. B. No. 78,
Committee on County and Township Organization.

C. B. No. 80,
Committee on Agriculture.

On motion of Mr. Wails

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Clark in the Chair.

The Speaker took the Chair:

Mr. Clark, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 113, 101, 122, 84, 121, 107, 53, 133, 18, 162, 136, Council Substitute for H. B. No. 6, and recommended

That H. B. No. 113 be referred to the Committee on Education,

That H. B. No. 101 do not pass

That H. B. No. 122 be ordered printed,

That H. B. No. 84 be ordered printed,

That H. B. No. 121 do not pass,

That H. B. No. 107 be referred to its author,

That the enacting clause of H. B. No. 53 be stricken out.

That the enacting clause of H. B. No. 133 be stricken out,

That H. B. No. 18 be laid on the table,

That H. B. No. 162 be referred to its author,

That H. B. No. 136 be referred to its author,

That House do not concur in Council Substitute for H. B. No. 6, and

That H. B. No. 125 do not pass.

On motion of Mr. Jones

The report of the Committee was adopted.

Mr. Ballard extended an invitation to members, attachees, etc., to visit the city of Weatherford, Sunday, February 26, 1899

On motion of Mr. Wails

The House accepted the invitation.

On motion of Mr. Hartshorn

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Mr. Merten, Speaker pro tem, took the Chair.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Thomas in the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 165, 144, 131, C. B's. No. 74 and 95, and recommended

That H. B. No. 165 do pass as amended,

That H. B. No. 144 do pass as amended,

That H. B. No. 131 do pass,

That C. B. No. 74 do not pass,

That the enacting clause of C. B. No. 95 be stricken out.

On motion of Mr. Thomas

The report of the Committee was adopted.

On motion of Mr. Doyle,

H. B. No. 165 was read second time.

Mr. Speaker moved that the amendments as recommended by the Committee of the Whole be adopted.

A vote was taken which resulted in the amendments being adopted, with 12 ayes and 9 nays.

Those voting in the affirmative were:

Hay, Jones, Koch, McElrath, Merten, Olmsted, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Holliday, Malley, Smith and Wails.

Mr. Speaker moved that

H. B. No. 165 be ordered engrossed.

A vote was taken which resulted in the motion to engross being carried with 12 ayes and 10 nays.

Those voting in the affirmative were:

Hay, Jones, Koch, McElrath, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Holliday, Malley, Sherer, Smith and Wails.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 24 engrossed and found the same to be correct; also C. B. No. 115 and C. B. No. 92 and found the amendments thereto correctly engrossed.

By unanimous consent the following bills were introduced and read first time.

By Mr. Holliday,

H. B. No. 183,

“An Act Making Every Railroad Company Organized or Doing Business in the Territory of Oklahoma Liable for all Damages Done to any Employee thereof in Consequence of any Negligence or Mismanagement of the Agents or Engineers or other Employees of such Railroad Company to any Person Sustaining such Damages.”

By Mr. Combs,

H. B. No. 184,

"An Act to Regulate the Sale of Adulterated Food."

Mr. Wails moved to adjourn.

Mr. Doyle moved as a substitute

That the House adjourn until 10 A. M.

A vote was taken on the substitute which resulted in the substitute being carried with 12 ayes and 10 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Holliday, McElrath, Olmsted, Smith, Wails, Wilkins and Williamson.

Those voting in the negative were:

Hay, Jones, Koch, Malley, Merten, Sherer, Stevens, Vankirk, Wood and Mr. Speaker.

The House was declared adjourned until 10 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Forty-fifth Day,

Guthrie, Oklahoma Territory,
Thursday, February 23, 1899.

MORNING SESSION.

The House was called to order at 10 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Stevens.

The Speaker signed

C. B. No. 16.

The Speaker signed

C. B. No. 29.

The Journal of the Forty-fourth Day was read and approved.

Mr. Merten, Speaker pro tem, took the Chair.

On motion of Mr. Jones

The Journal of the Forty-fourth Day was changed to show McElrath and Wood present.

Mr. Malley, Chairman of the Committee on Compensation of Public Officers, reported that his Committee had considered

H. B. No. 172, and recommended that it do pass.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B's. No. 27, 3 and 92 and reported the same correctly enrolled; also

C. B's. No. 16 and 29, and reported the same correctly enrolled.

Mr. Williamson, Chairman of the Committee on Banks and Banking, reported that his Committee had considered

H. B's. No. 155 and 160 and recommended

That H. B. No. 155 do not pass, and

That H. B. No. 160 do not pass.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered

H. B's. No. 166, 159 and 171, and recommended

That H. B. No. 166 do pass,

That H. B. No. 159 do pass, and

That H. B. No. 171 do pass.

The petition of Kingfisher County citizens asking for repeal of quarantine laws, was referred to the Committee on Quarantine.

The communication from the Governor with copy of Act of Congress concerning Fort Supply Military Buildings was referred to the Committee on Asylums and Public Charities.

The following bills were introduced and read first time :

By Mr. Wood,

H. B. No. 185:

“An Act to Provide for the Maintenance and Annual Encampments of the Militia of the Territory of Oklahoma.”

By Mr. Smith,

H. B. No. 186:

“An Act Authorizing School District Number Forty-two, Kay County, Oklahoma Territory, to Hold a Special District Meeting for the Purpose of Re-locating its School-House Site.”

The following bills were read second time and referred to the following committees:

H. B. No. 180,

Committee on Education.

H. B. No. 181,

Committee on Ways and Means.

H. B. No. 182,

Committee on Insurance.

H. B. No. 183,

Committee on Railroads.

H. B. No. 184,

Committee on Medical and Sanitary Affairs.

C. B. No. 41 was read third time.

A vote was taken on the final passage of the bill, which resulted in the bill being passed with 17 ayes and 5 nays.

Those voting in the affirmative were:

Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Smith and Thomas.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 1, which had failed to pass the Council.

C. B. No. 92 was read third time.

A vote was taken on the final passage of the bill which resulted in the bill being lost with 11 ayes, and 11 nays.

Those voting in the affirmative were:

Combs, Hadley, Holliday, Jones, Malley, Merten, Olmsted, Smith, Thomas, Wails and Wood.

Those voting in the negative were:

Ballard, Doyle, Duffy, Hartshorn, Hay, Koch, Sherer, Stevens, Vankirk, Williamson and Mr. Speaker.

Mr. Sherer and Mr. Bellamy, Chairmen of the Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B. No. 70 and found the same to be correctly enrolled.

H. B. No. 139 was read third time.

A vote was taken on the final passage which resulted in the bill being passed, with 16 ayes, and 5 nays.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wails, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley, Holliday, Smith, Thomas and Williamson.

H. B. No. 24 was read.

On motion of Mr. Ballard

The vote by which H. B. No. 24 was ordered engrossed was reconsidered.

On motion of Mr. Doyle

H. B. No. 24 was made a special order for 10 A. M., February 24.

On motion of Mr. Doyle

The vote by which the House adopted the recommendation of the Committee of the Whole that

H. B. No. 133 do not pass was reconsidered.

M. Wails moved to adjourn.

Mr. Thomas moved as a substitute

To adjourn until 9 A. M.

Mr. Holliday moved

As a substitute to all motions pending, that the House adjourn until 7:30 P. M.

Mr. Holliday's substitute prevailed, and the House adjourned until 7:30 P. M.

EVENING SESSION.

The House was called to order at 7:30 P. M. with the Speaker in the Chair.

Mr. Merten, Speaker pro tem, took the Chair.

The Governor's Private Secretary delivered a message from the Governor.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 27,

H. B. No. 92,

C. B. No. 70,

H. B. No. 3,

C. B. No. 118,

C. C. R. and M. No. 1,

C. B. No. 62,

All of which had been signed by the President of the Council.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole, for the purpose of considering bills on the Calendar, with Mr. Hay in the Chair.

Mr. Hay, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 132, 147, 156, 79, 119, 126 and recommended

That H. B. No. 132 be referred to its author,

That H. B. No. 147 do pass,

That H. B. No. 156 do pass,

That H. B. No. 79 do pass as amended,

That Committee Substitute for H. B. No. 119 do pass,

That H. B. No. 126 do pass as amended.

On motion of Mr. Jones

The report of the Committee of the Whole was adopted.

On motion of Mr. Sherer,

H. B. No. 156 was ordered engrossed.

Mr. Duffy moved that the vote by which

C. B. No. 92 failed to pass the House be reconsidered.

Mr. Doyle moved

To table the motion to reconsider.

The motion was lost.

A vote was taken which resulted in the original motion to reconsider being carried with 11 ayes, and 8 nays.

Those voting in the affirmative were:

Combs, Duffy, Hadley, Jones, Malley, McElrath, Merten, Smith, Thomas, Wails and Wood.

Those voting in the negative were:

Ballard, Doyle, Hartshorn, Hay, Sherer, Vankirk, Wilkins and Mr. Speaker.

Mr. Doyle moved

That an emergency be declared, that the rules be suspended,

That H. B. No. 79 be considered engrossed, and placed on its third reading and final passage.

The motion prevailed.

H. B. No. 79 was read third time and a vote taken on its final passage which resulted in the bill being passed with 18 ayes, and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Jones, Malley, McElrath, Merten, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Wood and Mr. Speaker.

Voting in the negative:

Hadley.

On motion of Mr. Malley,

H. B. No. 34 was ordered engrossed.

On motion of Mr. Jones,

H. B's. No. 119 and 126 were ordered engrossed.

Mr. Sherer, and Mr. Bellamy, Chairman of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B. No. 62, and C. C. R. and M. No. 1, and reported the same correctly enrolled.

The Speaker signed:

C. B. No. 70,

C. B. No. 62,

C. C. R. and M. No. 1,

H. B. No. 92,

H. B. No. 3, and

H. B. No. 27.

Mr. Doyle moved

To adjourn until 10 A. M.

Mr. Jones moved as a substitute to adjourn.

A vote was taken which resulted in the substitute being passed with 13 ayes and 6 nays.

Those voting in the affirmative were:

Combs, Duffy, Hay, Jones, Malley, Merten, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins and Wood.

Those voting in the negative were:

Ballard, Doyle, Hadley, Hartshorn, McElrath and Mr. Speaker.

The House was declared adjourned until 9 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS R. REID, Speaker.

Forty-sixth Day.

Guthrie, Oklahoma Territory,
Friday, February 24, 1899.

MORNING SESSION.

The House was called to order at 9 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark, McElrath, Stevens and Wilkins; McElrath and Wilkins being absent on a visiting committee at Stillwater Agricultural College.

The Journal of the Forty-fifth Day was read, corrected and approved.

Mr. Merten, Speaker pro tem, took the Chair.

Mr. Vankirk, Acting Chairman of the Committee on Agriculture, reported that his Committee had considered

C. B. No. 80, H. B's. No. 178 and 176, and recommended

That C. B. No. 80 be referred to the Committee of the Whole for their consideration,

That H. B. No. 178 be referred to the Committee of the Whole for their consideration, and

That H. B. No. 176 do pass.

Mr. Hartshorn, Chairman of the Committee on County and Township Organization, reported that his Committee had considered

H. B. No. 168, and recommended that it do pass.

A petition of citizens of Oklahoma Territory, asking that

H. B. No. 147 do not pass, was read and referred to the Committee on Fish and Game.

C. B. No. 118 was read first time and second time and referred to the Committee on Criminal Jurisprudence.

The following bills were read second time and referred to the following committees:

H. B. No. 185,

Committee on Military Affairs.

H. B. No. 186,
Committee on Education.

C. B. No. 115 was read third time and a vote taken on its final passage which resulted in the bill being passed with 20 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Hadley, Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Wood and Mr. Speaker.

On motion of Mr. Ballard,

The vote by which

C. B. No. 92 was ordered engrossed was reconsidered.

Mr. Malley moved,

C. B. No. 92 be recommitted to the Committee on Ways and Means.

Mr. Wails moved that further consideration of

C. B. No. 92 be indefinitely postponed.

The motion prevailed.

H. J. R. No. 5 was read third time.

Mr. Jones moved that the Resolution be adopted.

A vote was taken which resulted in the Resolution being adopted with 18 ayes, and 2 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Williamson and Wood.

Those voting in the negative were:

Hadley and Wails.

Mr. Sherer, Chairman of the Committee on Enrolled and Engrossed Bills, reported that his Committee had examined

H. B. No. 165 engrossed, and found same to be correct.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

H. B. No. 179, and recommended that the same do pass.

H. B. No. 24, which had been made a special order for 10 A. M. was read and amended.

On motion of Mr. Jones

H. B. No. 24 was ordered engrossed as amended.

H. B. No. 165 was read by title,

And on motion of Mr. Jones the third reading of the bill was dispensed with and it was placed on its final passage.

A vote was taken on the final passage of the bill which resulted in the bill being passed with 16 ayes and 1 nay.

Those voting in the affirmative were:

Combs, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley,

Merten, Olmsted, Sherer, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Thomas.

C. B. No. 36 was read second time.

Mr. Jones moved that

C. B. No. 36 be ordered engrossed.

A vote was taken which resulted in the motion being carried with 13 ayes and 6 nays.

Those voting in the affirmative were:

Ballard, Hadley, Hay, Jones, Koch, Malley, Merten, Sherer, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Duffy, Olmsted, Smith and Thomas.

H. B. No. 144 was read second time and ordered engrossed.

H. B. No. 131 was read second time and ordered engrossed.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Wood in the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 106, 96, 134 and 54, and recommended

That H. B. No. 106 do pass,

That H. B. No. 96 be referred to its author.

That Substitute for H. B. No. 134 do pass.

That H. B. No. 152 do pass, and

Asked leave to sit again to consider H. B. No. 54, after "Section 18."

On motion of Mr. Wood

The report of the Committee was adopted.

The Private Secretary of the Governor transmitted a message from the Governor.

On motion of Mr. Sherer,

H. B. No. 152 was ordered read second time and ordered engrossed.

On motion of Mr. Jones,

Substitute for H. B. No. 134 was read second time and ordered engrossed.

On motion of Mr. Wails

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Message from the Governor.

The Governor transmitted the information that he had approved

H. B. No. 78, and H. B. No. 92, and had transmitted the same to the Secretary of the Territory.

Mr. Thomas demanded a call of the House.

A quorum was declared, and further call of the House was suspended.

On motion of Mr. Hadley,

The House resolved itself into a Committee of the Whole for the purpose of further considering

H. B. No. 54, with Mr. Wood in the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 54 and recommended that it do pass as amended.

On motion of Mr. Wood

The report of the Committee was adopted.

H. B. No. 156 was read third time and a vote taken on its final passage which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 79, 156, 34, 119, and 126 engrossed, and found the same to be correct.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 151.

H. B. No. 34 was read third time and a vote taken on its final passage, which resulted in the bill being passed, with 15 ayes and 6 nays.

Those voting in the affirmative were:

Ballard, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Duffy, Hadley, Smith, Thomas, and Wails.

H. B. No. 119 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes and 3 nays.

Those voting in the affirmative were:

Combs, Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Duffy, Hadley and Holliday.

H. B. No. 126 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 18 ayes, and 1 nay.

Those voting in the affirmative were:

Combs, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Smith, Stevens, Thomas, Vankirk, Wails, Williamson Wood and Mr. Speaker.

Voting in the negative were:

Hadley.

By unanimous consent Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered H. B. No. 181, and recommended that it do pass.

On motion of Mr. Jones

The House adjourned until 7:30 P. M.

EVENING SESSION.

The House was called to order at 7:30 P. M. with the Speaker in the Chair.

Mr. Merten, Speaker pro tem, took the Chair.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 134, 131, 152, 144, and C. B. No. 36, and reported the same correctly engrossed.

On motion of Mr. Vankirk,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar which had been unfavorably reported on by House Committees, with Mr. Ballard in the Chair.

Mr. Ballard, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 95, 155, and 160, and recommended

That the enacting clause of H. B. No. 95 be stricken out,

That H. B. No. 155 do pass,

That H. B. No. 160 be referred to its author.

On motion of Mr. Ballard,

The report of the Committee of the Whole was adopted.

On motion of Mr. Hadley,

H. B. No. 160 was ordered engrossed.

Mr. Merten, Chairman of the Committee on Public Lands, reported that his Committee had considered

H. B's. No. 26, 30, and 154, and recommended that Committee's Substitute do pass.

Mr. Doyle moved

That the bill regulating the leasing of the Public School, College, Public Building and Indemnity lands, carry and bear the name of J. W. Scott, and the number of the bill introduced by J. W. Scott, our late deceased member.

The motion prevailed.

Mr. Wails moved to adjourn.

A vote was taken, which resulted in the motion being carried with 13 ayes and 7 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Merten, Sherer, Smith, Thomas, Wails, Williamson and Wood.

Those voting in the negative were:

Hay, Holliday, Jones, Malley, Olmsted, Vankirk, and Mr Speaker.

The House was declared adjourned until 9 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOMAS. R. REID, Speaker.

Forty-seventh Day.

Guthrie, Oklahoma Territory,
Saturday, February 25, 1899.

MORNING SESSION.

The House was called to order at 9 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Stevens.

W. E. Thralls, Assistant Sergeant-at-Arms, was reported absent.

The Journal of the Forty-sixth Day was read, corrected and approved.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

H. B. No. 145, and recommended that it be referred to its author.

Mr. Malley, Chairman of the Committee on Compensation of Public Officers, reported that his Committee had considered

H. B. No. 174 and recommended that it do pass.

Mr. Wood, Chairman of the Committee on Military Affairs, reported that his Committee had considered

H. B. No. 185, and recommended that it be referred to the Committee of the Whole for its consideration.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. J. R. No. 5 engrossed and found the same to be correct.

Mr. Merten, Speaker pro tem, took the Chair.

A communication and affidavit of R. L. Carpenter, a citizen of Cleveland County, concerning a loss of cattle by dipping, was read and referred to the Committee on Appropriations.

H. R. No. 27 by Mr. Hadley, concerning "grafters" was read and laid on the table.

By unanimous consent Mr. Wilkins presented a petition of the citizens of Ponca City, asking that

H. B. No. 133 be passed:

On motion of Mr. Jones

The petition was referred to the Committee of the Whole to be considered with H. B. No. 133.

Mr. Smith presented a petition of taxpayers of Kay County, asking the Legislature to legalize the action of the School Board of District No. 42, which was read and referred to the Committee on Education.

C. B. No. 36 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 19 ayes, and 1 nay.

Those voting in the affirmative were:

Ballard, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins; Williamson, Wood and Mr. Speaker.

Voting in the negative:

Combs.

H. B. No. 152 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

H. B. No. 131 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes, and 4 nays.

Those voting in the affirmative were:

Ballard, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Duffy, Hadley and Wails.

H. B. No. 134 was read third time and a vote taken on its final passage, which resulted in the bill being passed, with 20 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Duffy.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had refused to concur in the House amendments to

C. B. No. 47, and returned the bill and amendments.

Mr. McElrath moved that the House insist on the amendments and ask for a conference.

The motion prevailed.

The Speaker announced the Committee of Conference to be: McElrath, Stevens and Doyle.

H. B. No. 144 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 20 ayes.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Smith, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

H. B. No. 54 was ordered engrossed as amended.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 24 engrossed, and found the same to be correct.

On motion of Mr. Wails

H. B. No. 24 was read third time.

On motion of Mr. Doyle the title of

H. B. No. 24 was amended to read:

"An Act Amending Section 3, and Repealing Sections 4, 16 and 17 of Chapter 21, Session Laws of 1897."

A vote was taken on its final passage which resulted in the bill being passed with 23 ayes, and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Doyle.

Mr. Ballard explained his vote by saying that he considered the bill unsatisfactory in many respects, but believing that it was the best legislation to be procured this session, he would support the bill.

On motion of Mr. Wails the vote by which

H. B. No. 24 passed the House was reconsidered and the motion laid on the table.

The following bills were introduced and read first time.

By Mr. McElrath,

H. B. No. 187:

"An Act to Amend Article 11, Chapter 32, of the Session Laws of Oklahoma of 1897."

By Mr. Duffy,
H. B. No. 188:

"An Act Concerning Physicians and Surgeons."

By Mr. Holliday,
H. B. No. 189:

"An Act Defining the Furnishings and Openings of a Saloon."

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Thomas in the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 167, C. B. No. 58, H. B. No. 115, and recommended

That H. B. No. 167 do pass as amended,

That C. B. No. 58 do pass,

That H. B. No. 115 do pass as amended.

On motion of Mr. Thomas,

The report of the Committee was adopted.

On motion of Mr. Ballard

The House adjourned until Monday, February 27, at 9 A. M.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID. Speaker.

Forty-eighth Day.

Sunday, February 26, 1899.

Forty-ninth Day.

Guthrie, Oklahoma Territory,
Monday, February 27, 1899.

MORNING SESSION.

The House was called to order at 9 A. M. by Mr. Jones.

On motion of Mr. McElrath,

Mr. Jones was made acting Speaker in the absence of the Speaker and the Speaker pro tem.

Roll call showed all members present except Clark.

The Speaker took the Chair.

The Journal of the Forty-seventh Day was read and approved.

Mr. Olmsted, Chairman of the Committee on Agriculture, reported that his Committee had considered

H. B's. No. 149 and 137, and recommended

That H. B. No. 149 be referred to its author, and

That H. B. No. 137 do pass.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 155 as engrossed, and found the same to be correct.

The following bills were introduced and read first time:

By Mr. Jones,

H. B. No. 190:

"An Act Concerning Lost Instruments."

By Mr. Holliday,

H. B. No. 191:

"An Act Amendatory of Sections 4, 19, 20 and 21, of Article 2, Chapter 70, Statutes of Oklahoma, 1893."

The following communication was read:

"Hennessey, O. T., February 23, 1899.

"Speaker Reid and Honorable Representatives, Guthrie, O. T.

"Please accept from the parents of the late Roy V. Cashion, a private in the gallant Troop "D", 1st Oklahoma Vol. Cav., their sincere thanks, for the distinguished honor your Assembly conferred upon his young and patriotic life. Also for the liberal pro-

vision made to make his heroic death memorable in the annals of Oklahoma. May honor and prosperity distinguish your lives, is the earnest prayer of the bereaved parents.

FRANK S. CASHION,
JOSEPHINE W. CASHION."

The following bills were read and referred to the following committees:

H. B. No. 187,

Committee on Education,

H. B. No. 188,

Committee on Criminal Jurisprudence,

H. B. No. 189,

Committee on Regulation of Liquor Traffic.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had concurred in House amendments to

C. B. No. 115.

Also that the Council had acceded to the House request for a Conference Committee on

C. B. No. 47

And the conferees on the part of the Council to be:

Councilors Havens, Clarke and Biddison.

H. B. No. 155 was read third time.

On motion of Mr. Jones

The vote by which H. B. No. 155 was ordered engrossed was reconsidered.

Mr. Jones introduced a Substitute for

H. B. No. 155 which was read.

On motion of Mr. Jones the Substitute for

H. B. No. 155 was adopted.

Mr. Wails moved that the Substitute for

H. B. No. 155 bear the same name and number as the original bill.

Mr. Merten moved that the Substitute for

H. B. No. 155 be referred to the Committee of the Whole for consideration.

The motion prevailed.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Vankirk in the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 163, 153, 88, C. B's. No. 88, 15, 59, H. B's. 161, 171, 178, Substitute C. B. No. 2, H. B. No. 176, Substitute for H. B. No. 120, C. B. No. 80, and recommended

That H. B. No. 163 be referred to its author.

That H. B. No. 153 do pass,

That further consideration of H. B. No. 88 be indefinitely postponed,

That C. B. No. 88 do pass,

That C. B. No. 15 be recommitted to the Committee on Municipal Corporations,

That C. B. No. 59 do pass,

That H. B. No. 161 do pass as amended,

That H. B. No. 171 do pass,

That H. B. No. 178 be ordered printed.

That Substitute for C. B. No. 2 do pass,

That H. B. No. 176 do pass as amended,

That Substitute for H. B. No. 120 be returned to its author,

That Committee report progress and ask leave to sit again to consider C. B. No. 80.

On motion of Mr. Vankirk

The report of the Committee was adopted.

On motion of Mr. Ballard,

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

H. B. No. 167 was read.

Mr. Olmsted moved that

H. B. No. 167 be ordered engrossed.

The motion prevailed.

Mr. Doyle introduced

H. J. R. No. 6 memorializing Congress to change the county line between Payne and Noble County.

Two petitions concerning H. J. R. No. 6 were read.

H. B. No. 115 was read and on motion of Mr. Olmsted was ordered engrossed.

H. B. No. 153 was read and on motion of Mr. Jones was ordered engrossed.

C. B. No. 59 was read and on motion of Mr. Jones the amendments to same were ordered engrossed.

H. B. No. 161 was read.

Mr. Jones moved that

H. B. No. 161 be ordered engrossed.

Mr. Doyle moved

To table the motion to engross.

A vote was taken which resulted in the motion to table being lost with 8 ayes and 14 nays.

Those voting in the affirmative were:

Ballard, Doyle, Duffy, Hay, Holliday, Sherer, Smith and Thomas.

Those voting in the negative were:

Clark, Hadley, Jones, Koch, Malley, McElrath, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

The motion to engross

H. B. No. 161 prevailed.

H. B. No. 171 was read and on motion of Mr. Jones was ordered engrossed.

H. B. No. 176 was read.

Mr. Doyle offered an amendment to

H. B. No. 176.

On motion of Mr. Doyle

The Amendment was adopted.

On motion of Mr. Doyle

H. B. No. 176 was ordered engrossed as amended.

Substitute for C. B. No. 2 was read second time and on motion of Mr. Jones the amendments to same were ordered engrossed.

Mr. Merten, Speaker pro tem, took the Chair.

C. B. No. 58 was read second time.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 58 was considered engrossed, read third time and placed on its final passage.

The Private Secretary of the Governor transmitted a message from the Governor.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had passed

H. J. R. No. 5, H. B. No. 156 and H. B. No 34.

C. B. No. 58 was read third time and a vote taken on its final passage which resulted in the bill being passed with 21 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones,

Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Thomas and Wails.

C. B. No. 88 was read second time.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 88 was considered engrossed, placed on its third reading and final passage.

C. B. No. 88 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 22 ayes.

Those voting in the affirmative were:

Ballard, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered

H. B's. No. 85, 186, 180, and 113, and recommended

That H. B. No. 85 do not pass,

That H. B. No. 186 do pass,

That H. B. No. 180 do pass, and

That Substitute for H. B. No. 113 do pass.

Mr. Wilkins, Chairman of the Committee on Insurance, reported that his Committee had considered

H. B's. No. 102, 182, 164, and C. B. No. 7, and recommended

That H. B. No. 102 be returned to its author,

That H. B. No. 182 do pass,

That H. B. No. 164 do not pass,

That C. B. No. 7 do not pass.

By unanimous consent the following bill was introduced and read first time:

By Mr. Williamson,

H. B. No. 192:

"An Act Relating to Banks and Banking, Providing for the Organization, Management, Control, Regulation and Supervision of Banks, and Providing Penalties for Violations of the Provisions of this Act, and Repealing Chapter 4, of the Session Laws of 1897, of Oklahoma Territory."

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Thomas in the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 26, and asked leave to sit again to further consider the same.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 44 which had passed the Council.

Also the information that the Council had concurred in House amendments to

C. B. No. 41.

On motion of Mr. Jones

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fiftieth Day.

Guthrie, Oklahoma Territory,
Tuesday, February 28, 1899.

MORNING SESSION.

The House was called to order at 9 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Holliday.

The Journal of the Forty-ninth Day was read and approved.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 54, 153, 115, 161, 171, and 167, engrossed and found the same to be correct.

The following bill was introduced and read first time:

By Mr. Wood,

H. B. No. 193:

"An Act Amendatory of Article 11, Chapter 32, Session Laws of 1897, Relating to Territorial Tax."

A communication enclosing the following resolution was read:

"Be it Resolved by "D" Troop Camp, 1st. U. S. Vol. Cav.

"That we extend to Mr. and Mrs. F. S. Cashion our sincere sympathy in the loss of Roy V. Cashion, their beloved son and our brave comrade in arms, who fell upon San Juan Heights, Santiago De Cuba, July 1st, 1898, while gallantly advancing upon the enemy, and who fell mortally wounded and expired within a few hundred yards of the Spanish lines, and in front of the same; be it further

"Resolved, That we extend our thanks to Gov. C. M. Barnes, for recommending, and to the Fifth Legislative Assembly for passing, the Roy V. Cashion Monument bill; be it further

"Resolved, That a copy of these resolutions be transmitted to Mr. and Mrs. F. S. Cashion, of Hennessey, O. T., to his Ex-

cellency, Governor Barnes, to the President of the Council, and to the Speaker of the House of Representatives, and that they be spread at large upon the Journal of the Camp.

(Signed)

CHAS. E. HUNTER,

Capt. "D" Troop Camp.

EDWARD W. JOHNSON,

1st. Sergt. "D" Troop Camp."

Message from the Governor.

The Governor of the Territory transmitted the information that he had approved

H. B. No. 27 and had placed the same on file in the office of the Secretary of the Territory.

C. B. No. 44 was read first and second time and referred to the Committee on Compensation of Public Officers.

The following bills were read second time and referred to the following committees:

H. B. No. 190,

Committee on Judiciary.

H. B. No. 191,

Committee on Ways and Means.

H. B. No. 192,

Committee on Banks and Banking.

H. J. R. No. 6,

Committee on Judiciary.

H. B. No. 161, was read third time and a vote taken on its final passage which resulted in the bill being passed with 17 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Hadley, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Duffy.

H. B. No. 171 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 19 ayes, and 2 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark and Smith.

H. B. No. 115 was read third time and a vote taken on its final

passage which resulted in the bill being passed with 17 ayes, and 3 nays.

Those voting in the affirmative were:

Clark, Duffy, Hadley, Hartshorn, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Hay, and Merten.

H. B. No. 167 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 16 ayes and 5 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Hadley, Sherer, Smith, Thomas and Mr. Speaker.

H. B. No. 153 was read third time.

A call of the House was demanded by Mr. Jones, which showed the absentees to be

Ballard, Holliday and Wails.

The Sergeant-at-Arms brought in Ballard and Wails, and on motion of Mr. Jones, further call of the House was suspended.

A vote was taken on the final passage of

H. B. No. 153, which resulted in the bill being passed with 16 ayes and 8 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hartshorn, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Vankirk, Williamson and Wood.

Those voting in the negative were:

Ballard, Hadley, Hay, Merten, Thomas, Wails, Wilkins and Mr. Speaker.

Mr. Hadley explained his vote as follows:

"I vote no on this bill believing the provisions of the bill would be abused. Hadley."

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 68 which had been amended by the Council.

The Messenger from the Council transmitted

C. B. No. 36, which had been signed by the President, and

H. B. No. 13, which had been amended by the Council.

H. B. No. 54 was read third time.

On motion of Mr. Stevens the vote by which

H. B. No. 54 was ordered engrossed was reconsidered.

Mr. Stevens moved

That in Section 56 in line 17 "inspector" be stricken out and "elector" inserted in lieu thereof, and that in line 18 "to be voted" be stricken out.

The motion prevailed.

Mr. Stevens moved

That the rules be suspended, that

H. B. No. 54 be considered engrossed, and placed on its third reading and final passage.

A vote was taken which resulted in the motion being carried with 20 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Doyle and Smith.

A vote was taken on the final passage of

H. B. No. 54, which resulted in the bill being passed with 24 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Ballard explained his vote as follows:

"I concede the fact that our election laws must be changed, and believing that this is as equitable a bill as it is possible for a republican to frame, I vote aye. Ballard."

On motion of Mr. Jones

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Thomas in the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 26 and 129 and recommended

That H. B. No. 26 do pass as amended,

That H. B. No. 129 be referred to the Committee on Municipal Corporations.

On motion of Mr. Thomas

The report of the Committee of the Whole was adopted.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 197, which had passed the Council.

Also C. B's. No. 41, 58 and 88, which had been enrolled and signed by the President;

Also H. C. R. No. 6, which had passed the Council;

Also C. B. No. 115, which had been signed by the President;

Also H. B's. No. 28, 77, and 90 which the Council had refused to pass.

On motion of Mr. Merten

H. B. No. 26 was ordered engrossed.

Mr. Wails moved to adjourn.

Mr. Doyle moved as an amendment, to adjourn until 10 A. M.

Mr. Hartshorn moved as a further amendment to adjourn until 7:30 P. M.

A vote was taken which resulted in the amendment to adjourn until 7:30 P. M. being carried with 13 ayes, and 8 nays.

Those voting in the affirmative were:

Combs, Hadley, Hartshorn, Holliday, Jones, McElrath, Merten, Stevens, Thomas, Vankirk, Wails, Williamson and Mr. Speaker.

Those voting in the negative were:

Doyle, Duffy, Hay, Koch, Malley, Olmsted, Sherer and Wilkins.

The House was declared adjourned until 7:30 P. M.

EVENING SESSION.

The House was called to order at 7:30 P. M. with Mr. Merten, Speaker pro tem, in the Chair.

On motion of Mr. Ballard

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Thomas in the Chair.

Mr. Thomas, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 181, 159, 166, and 168, and recommended

That H. B. No. 181 do pass,

That H. B. No. 159 do pass as amended,

That H. B. No. 166 do pass, and

That H. B. No. 168 do pass as amended.

On motion of Mr. Thomas

The report of the Committee was adopted.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 176, amendments to C. B. No. 2, and C. B. No. 59, and H. B. No. 54 engrossed, and found the same to be correct.

On motion of Mr. Jones

H. B. No. 166 was ordered engrossed.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 100, which the Council had indefinitely postponed.

On motion of Mr. Jones

H. B. No. 159 was ordered engrossed.

On motion of Mr. Hartshorn the rules were suspended,

H. B. No. 168 was considered engrossed and placed on its third reading and final passage.

H. B. No. 168 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes, and 2 nays.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Jones, Koch, McElrath, Merten, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were:

Hay and Sherer.

Mr. Jones moved that the rules be suspended,

That H. B. No. 181 be considered engrossed, and placed on its third reading and final passage.

Mr. Hadley moved to adjourn

Which motion was lost.

H. B. No. 181 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 15 ayes and 5 nays.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Smith, Stevens, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Doyle, Hadley, Sherer, Thomas and Mr. Speaker.

Mr. Ballard moved that the vote by which

H. B. No. 168 passed the House be reconsidered, and that motion be laid on the table.

A vote was taken which resulted in the motion being carried with 14 ayes and 4 nays.

Those voting in the affirmative were:

Ballard, Combs, Hadley, Hartshorn, Jones, Koch, McElrath, Merten, Smith, Stevens, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Duffy, Hay, Sherer, and Thomas.

By unanimous consent the following bill was introduced and read first time:

By Mr. Smith,

H. B. No. 194:

"An Act to Establish a School of Mines."

Mr. Williamson, Chairman of the Committee on Banks and Banking, reported that his Committee had considered

H. B. No. 192, and recommended that it do pass.

On motion of Mr. Wood

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID. Speaker.

Fifty-first Day.

Guthrie, Oklahoma Territory,
Wednesday, March 1, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Hartshorn, Merten and Stevens.

The Journal of the Fiftieth Day was read and approved.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

H. B's. No. 177, 175, and 190 and recommended

That H. B. No. 177 do pass as amended,

That H. B. No. 175 do not pass,

That H. B. No. 190 do pass as amended.

Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered

H. B. No. 179 and reported the same without recommendation.

The following bills were introduced and read first time:

By Mr. Merten,

H. B. No. 195,

"An Act to Legalize the Purchase of Real Estate by the City of Guthrie."

By Mr. Smith,

H. B. No. 196,

"An Act to Regulate the Sale of Malt, Vinous and Spiritous Liquors in Cities, Towns and Villages having a Population of less than One Thousand Inhabitants."

By Mr. Merten,

H. B. No. 197,

"An Act Amendatory of Section 2, of Article 1, of Chapter 14 of the Statutes of 1893, entitled, 'Cities of the First-Class.'"

By Mr. Thomas,

H. B. No. 198,

"An Act to Amend Section 3, of Chapter 35, of the Session Laws of Oklahoma Territory, of 1895, entitled, 'Militia.'"

By Mr. Stevens,

H. B. No. 199,

"An Act Amendatory of Article 49, of Chapter 25, Laws of 1893."

C. B. No. 197 was read first and second time and referred to the Committee on Education.

Council amendments to

H. B. No. 68 were read.

Mr. Stevens moved

That the House concur in Council amendments to

H. B. No. 68.

A vote was taken which resulted in the motion to concur being carried with 21 ayes.

Those voting in the affirmative were:

Ballard, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

The following bills were read second time and referred to the following committees:

H. B. No. 193,

Committee on Ways and Means.

H. B. No. 194,

Committee on Public Buildings.

H. B. No. 176 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 24 ayes, and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Thomas.

Substitute for C. B. No. 2 was read third time and a vote taken on its final passage which resulted in the bill being-passed with 21 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Voting in the negative:

Ballard.

C. B. No. 59 was read third time, and a vote taken on its final passage, which resulted in the bill being passed, with 21 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Clark, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative:

Combs and Duffy.

Mr. Ballard introduced

H. R. No. 28, which was read, and is as follows:

"Whereas, The session of the Fifth Legislative Assembly is nearing its close, entailing increased labor upon the committees, and,

"Whereas, Many measures, yet to be considered, are of extraordinary importance, and will demand unusual deliberation and thought; therefore be it

"Resolved, That no bills, except those recommended by House Committees shall be introduced in the Lower House of the Fifth Legislative Assembly after six o'clock P. M. Saturday, March 4, 1899."

On motion of Mr. Ballard.

H. R. No. 28 was adopted.

The Private Secretary of the Governor transmitted a Message from the Governor.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Holliday in the Chair.

Mr. Holliday, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 172, 84, 122, 137, 174, and recommended

That H. B. No. 172 be referred to author,

That H. B. No. 84 do pass,

That H. B. No. 122 do pass,

That H. B. No. 137 do pass, and

Ask to sit again to further consider H. B. No. 174.

On motion of Mr. Holliday

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 144, which had passed the Council.

On motion of Mr. Jones

H. B. No. 122 was ordered engrossed.

On motion of Mr. Jones

H. B. No. 84 was ordered engrossed.

On motion of Mr. Jones

H. B. No. 137 was ordered engrossed.

The following bills were introduced and read first time:

By Mr. Olmsted,

H. B. No. 200,

"An Act Providing for the Distribution of the Funds Arising from the Leasing of Lands Reserved for the University, Agricultural College, and Normal School Purposes."

By Mr. Olmsted,

H. B. No. 201,

"An Act to Amend Article 11, of Chapter 32, of the Session Laws of Oklahoma, of 1897."

By Mr. Olmsted,

H. B. No. 202,

"An Act Making Appropriations for Erecting, Maintaining and Supporting the Educational Institutions of the Territory of Oklahoma for the Years 1899 and 1900, and for expenses of the Various Boards of Regents of said Institutions for the Years 1899 and 1900."

On motion of Mr. Jones

The following bills were read second time and referred to the following committees:

H. B. No. 200,

Committee on Ways and Means.

H. B. No. 201,

Committee on Ways and Means.

H. B. No. 202,

Committee on Ways and Means.

On motion of Mr. Jones

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B's. No. 34, 41, 58, 88 and 115 enrolled and found the same to be correct.

Also H. J. R. No. 5, H. B's. No. 156, and 34 enrolled and found the same to be correct.

The Speaker signed

C. B's. No. 115, 88, 58, 41 and 36.

By unanimous consent Mr. Doyle, Chairman of the Committee

on Criminal Jurisprudence, reported that his Committee had considered

C. B. No. 118 and H. B's. No. 157, 188, 89, 158, 146 and 98 and recommended

That C. B. No. 118 do pass,

That H. B. No. 157 do pass,

That H. B. No. 188 do not pass,

That H. B. No. 89 do not pass,

That H. B. No. 158 do pass,

That H. B. No. 146 do not pass,

That H. B. No. 98 do not pass,

By unanimous consent Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered

H. B's. No. 202, 201, 200 and 193 and recommended

That H. B. No. 202 do pass,

That H. B. No. 201 do pass,

That H. B. No. 200 do pass, and

That H. B. No. 193 be referred to its author.

Mr. Sherer, Chairman of the Committee on Elections, reported that his Committee had considered

H. B. No. 41 and recommended

That H. B. No. 41 do pass

By unanimous consent the following bill was introduced and read first time:

By Mr. Merten,

H. B. No. 203,

"An Act Establishing an Experimental Station with the Agricultural and Normal University at Langston."

On motion of Mr. Merten

The rules were suspended,

H. B. No. 203 was read second time and referred to the Committee on Education.

Message from the Governor.

A communication from the Governor contained the information that the Governor returned

H. B. No. 3 without his approval.

The question being upon the passage of

H. B. No. 3 over the veto of the Governor

The roll was called, resulting in the bill being lost with 23 nays.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

By unanimous consent, Mr. Doyle, Chairman of the Committee on Criminal Jurisprudence reported that his Committee had considered

H. B. No. 64, and recommended that Committee Substitute do pass.

On motion of Mr. Doyle

The House resolved itself into a Committee of the Whole for the purpose of considering

H. B's. No. 64 and 155, with Mr. Sherer in the chair.

Mr. Sherer, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 64 and 155 and recommended

That H. B. No. 64 do pass, and

That H. B. No. 155 do pass.

On motion of Mr. Sherer

The report of the Committee was adopted.

On motion of Mr. Hadley

The rules were suspended

H. B. No. 155 was considered engrossed, and placed on its third reading and final passage.

H. B. No. 155 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes and 3 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark and Hartshorn.

On motion of Mr. Jones

The rules were suspended

H. B. No. 64 was considered engrossed, and placed on its third reading and final passage.

H. B. No. 64 was read third time and a vote taken on its final passage, which resulted in the bill being passed, with 24 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Wails,

The vote by which

H. B. No. 155 passed the House was reconsidered and the motion to reconsider was laid on the table.

On motion of Mr. Jones

The vote by which

H. B. No. 64 passed the House was reconsidered, and the motion to reconsider laid on the table.

By unanimous consent, Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

H. J. R. No. 6 and recommended that it be favorably considered by the House.

Mr. Doyle moved that

H. J. R. No. 6 be advanced to its third reading and final passage.

Mr. Clark moved as a substitute

That further consideration of H. J. R. No. 6 be indefinitely postponed.

A vote was taken which resulted in the motion to postpone being lost with 5 ayes and 18 nays.

Those voting in the affirmative were:

Clark, Hartshorn, Hay, Malley and Wood.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

H. J. R. No. 6 was read third time and a vote taken on its final passage, which resulted in the resolution being passed with 20 ayes and 5 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Clark, Hartshorn, Malley, Wails and Wood.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had concurred in the House amendments to

C. B. No. 2 and C. B. No. 59,

Also C. B. No. 119 and Substitute for C. B. No. 89, which had passed the Council;

The Messenger from the Council transmitted

C. B. No. 149 which had passed the Council.

Also H. B. No. 34,

H. B. No. 156, and

H. J. R. No. 5, which had been signed by the President of the Council.

The Messenger from the Council transmitted

C. B. No. 40, which had passed the Council.

Also C. B's. 159, 156, and 177, which had passed the Council

The Messenger from the Council transmitted

H. B. No. 13 with Council amendments thereto.

The Messenger from the Council transmitted

C. B's. No. 85 and 146, which had passed the Council.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole, for the purpose of considering bills on the Calendar, with Mr. Hay in the Chair.

Mr. Merten, Speaker pro tem, took the Chair.

Mr. Hay, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 174, 180, C. B. No. 80, H. B's. No. 186, 133, 178, and recommended

That H. B. No. 174 do pass as amended,

That H. B. No. 180 do pass,

That C. B. No. 80 do pass as amended,

That H. B. No. 186 do pass,

That H. B. No. 133 do pass as amended,

That H. B. No. 178 do not pass.

On motion of Mr. Hay

The report of the Committee was adopted.

On motion of Mr. Jones

H. B. No. 133 was ordered engrossed.

On motion of Mr. Jones

H. B. No. 186 was ordered engrossed.

On motion of Mr. Jones

C. B. No. 80 was ordered engrossed.

On motion of Mr. Jones

H. B. No. 180 was ordered engrossed.

On motion of Mr. Jones

H. B. No. 174 was ordered engrossed.

On motion of Mr. Wood

H. B. No. 185 was ordered printed.

On motion of Mr. Jones

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifty-second Day.

Guthrie, Oklahoma Territory.

Thursday, March 2, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Ballard, Clark, Hartshorn and Stevens.

The Journal of the Fifty-first Day was read and approved.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered

H. B. No. 187, C. B. No. 197, and H. B. No. 203 and recommended
That H. B. No. 187 be referred to its author,
That C. B. No. 197 do pass, and
That H. B. No. 203 do pass.

Mr. Wood, Chairman of the Committee on Medical and Sanitary Affairs, reported that his Committee had considered

H. B. No. 184, and recommended that it do pass.

Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered

C. B. No. 15, and H. B. No. 129, and recommended
That Substitute for C. B. No. 15 do pass, and

That Substitute for H. B. No. 129 be printed for consideration of the Committee of the Whole.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 26 engrossed, and found the same to be correct.

C. B. No. 146 was read first and second time and referred to the Committee on Ways and Means.

C. B. No. 85 was read first and second time and referred to the Committee on Judiciary.

Council amendments to

H. B. No. 13 were read first time.

Mr. Vankirk moved that the House concur in Council amendments to

H. B. No. 13.

A vote was taken which resulted in the motion being carried with 21 ayes.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

H. B. No. 13 was ordered engrossed as amended.

C. B. No. 159 was read first and second time and referred to the Committee on Roads and Highways.

C. B. No. 40 was read first and second time and referred to the Committee on Compensation of Public Officers.

C. B. No. 119 was read first and second time, and referred to the Committee on Education.

C. B. No. 144 was read first and second time and referred to the Committee on Municipal Corporations.

The Speaker signed

H. J. R. No. 5 and

H. B. No. 34.

By unanimous consent the following bills were introduced and read first time.

By Mr. Doyle,

H. B. No. 204:

"An Act Amendatory of Section 49, Chapter 15 of the Session Laws of the Territory of Oklahoma of 1897, Relating to 'Fees and Salaries of County Officers.'"

By Mr. Doyle,

H. B. No. 205:

"An Act to Amend Section 4 of Chapter 6, Article 5 of the Session Laws of 1897, being an Act Relating to Cities of the First Class."

By Mr. Doyle,

H. B. No. 206:

"An Act to Amend Section 15, Article 3, Chapter 14, of the Statutes of 1893, Entitled: 'An Act Providing for the Incorporation and Government of Cities of the First Class.'"

By unanimous consent the following bills were read second time and referred to the following committees:

H. B. No. 204,

Committee on Criminal Jurisprudence.

H. B. No. 205,

Committee on Municipal Corporations.

H. B. No. 206,

Committee on Municipal Corporations.

The following bills were read second time and referred to the following committees:

H. B. No. 195,

Committee on Municipal Corporations.

H. B. No. 196,

Committee on Regulation of Liquor Traffic.

H. B. No. 197,

Committee on Municipal Corporations.

H. B. No. 198,

Committee on Military Affairs.

H. B. No. 199,

Committee on Criminal Jurisprudence.

H. B. No. 26 was read third time and a vote taken on its final passage which resulted in the bill being passed with 19 ayes, and 3 nays.

Those voting in the affirmative were:

Clark, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Duffy and Wails.

The following explanations were made:

"I vote aye, simply because it is the last chance for legislation at this session. The bill is incomplete and a mere partisan measure. Doyle."

"I vote yes, on this measure, believing it to be the best we can do at this late day in the session. Hadley."

On motion of Mr. Merten,

The vote by which

H. B. No. 26 passed the House be reconsidered and that motion be laid on the table.

On motion of Mr. Merten,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Doyle in the Chair.

Mr. Doyle, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered,

H. B's. No. 182, 175, and 113, and recommended

That H. B. No. 182 do pass as amended,

That H. B. No. 175 be referred to its author, and

Asked leave to sit again to consider H. B. No. 113.

On motion of Mr. Doyle,

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 99 and C. B. No. 116, which had passed the Council.

The Private Secretary of the Governor transmitted two messages from the Governor.

On motion of Mr. Ballard

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

A communication from Rev. Nicholas, extending an invitation to members and employees to unite with the Council in a special service at Trinity Church, Sunday, March 5 at 7:30 P. M., was read.

On motion of Mr. Jones,

The invitation was accepted and the communication was placed on file.

Message from the Governor.

The Governor transmitted the information that he had approved

H. B. No. 34 and

H. J. R. No. 5.

C. B. No. 116 was read first and second time and referred to the Committee on Judiciary.

Substitute for C. B. No. 99 was read first and second time, and referred to the Committee on Education.

Mr. Sherer and Mr. Bellamy, Chairmen of the Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B. No. 68 and H. C. R. No. 6 enrolled, and found the same to be correct.

The Speaker signed

H. B. No. 156,

H. C. R. No. 6 and

H. B. No. 68.

By unanimous consent the following bills were introduced and read first time:

By Mr. Merten,

H. B. No. 207:

"An Act Repealing Article 2, Chapter 26, Session Laws of Oklahoma Territory, of 1893."

By Mr. Merten,

H. B. No. 208:

"An Act to Amend Section 19, Article 10, Chapter 70, Statutes of Oklahoma Territory, 1897, Entitled: 'Revenue.'"

Mr. Hartshorn, Chairman of the Committee on Railroads, reported that his Committee had considered the Substitute for H. B. No. 29 and recommended that it do not pass.

Mr. Vankirk presented a petition, signed by the citizens of Kingfisher County, asking the members of the House to vote for the passage of the equal suffrage bill, which was read.

Mr. Jones presented a petition signed by citizens of Oklahoma County asking the members of the House to vote for the passage of the equal suffrage bill, which was read.

Message from the Council.

The Messenger from the Council transmitted

H. B's. No. 118 and 124, which the Council had refused to pass.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, and bills reported unfavorably by House Committees, with Mr. Vankirk in the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 113, and recommended that the Committee sit again to consider same.

Mr. McElrath, Chairman of the Conference Committee, on the part of the House, made the following report of Conference Committee on

C. B. No. 47:

"The Committee of Conference to whom was referred the disagreements between the two Houses in relation to C. B. No. 47 entitled: 'An Act Providing for the Formation of a Constitution and State Government for the State of Oklahoma,' after full and free conference have come to the following agreement, which they recommend be adopted;

"1st, That the House recede from its amendment to Section 2 of said bill and that said Section be so amended as to read as follows:

"Section 2. That said constitutional convention be composed of thirty-nine delegates who shall be elected from the several Council and Representative Districts of said Territory, one of said delegates to be elected from each of said districts.

"2nd, That Section 5 be stricken from the bill and that Section 7 be amended to read as follows:

"Section 7. That upon official information having been received by him of the passage of an Act by Congress providing for

the admission of Oklahoma into the Union as a State, it shall be the duty of the Governor of the Territory to call an election to be held at such time as Congress may designate, for the purpose of electing State officers, Members of the State Legislature, Judges and other officers provided for under said Constitution, and the said Constitution shall become operative, and the officers elected thereunder enter upon their duties at such time as Congress may provide."

Message from the Council.

The Messenger from the Council transmitted
C. B. No. 198, which had passed the Council.

The Messenger from the Council transmitted
C. B. No. 47, the Council having agreed to the Conference Committee report.

Mr. Doyle moved

That the House adopt the report of the Conference Committee.

A vote was taken which resulted in the motion to adopt the report being carried with 17 ayes and 7 nays.

Those voting in the affirmative were:

Doyle, Duffy, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Hadley, Holliday, Smith and Wails.

The following explanations of votes were made:

"Believing that it is the best that can be done under the present circumstances, I vote aye. Duffy."

"The representation agreed upon is not consistent with a fair expression of the will of the people, and in view of the inevitable gerrymandering of the Representative Districts by bills now pending, the bill is flagrantly partisan in character; I vote no. Ballard."

C. B. No. 198 was read first and second time and referred to the Committee on Ways and Means.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Vankirk in the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 113, and recommended

That Substitute for H. B. No. 113 do pass as amended.

On motion of Mr. Vankirk,
The report of the Committee was adopted.
On motion of Mr. Doyle,
H. B. No. 113 was ordered printed as amended.
Message from the Council.
The Messenger from the Council transmitted
C. B. No. 222, which had passed the Council.
On motion of Mr. Merten
H. B. No. 182 was ordered engrossed.
On motion of Mr. Ballard,
The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifty-third Day,

Guthrie, Oklahoma Territory,
Friday, March 3, 1899.

MORNING SESSION.

The House was called to order at 9:00 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Fifty-second Day was read and approved.

Mr. Jones, Chairman of the Committee on Ways and Means, reported that his Committee had considered

C. B's. No. 198, 156 and 146 and recommended

That C. B. No. 198 do pass,

That C. B. No. 156 do pass, and

That C. B. No. 146 do pass.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

C. B. No. 85 and C. B. No. 116, and recommended

That C. B. No. 85 be laid on the table pending action on similar bills, and

That C. B. No. 116 do pass.

Mr. Malley, Chairman of the Committee on Compensation of Public Officers, reported that his Committee had considered

C. B. No. 40, and returned same without recommendation.

Mr. Wood, Chairman of the Committee on Military Affairs, reported that his Committee had considered

H. B. No. 198 and recommended that it do pass.

The following bill was introduced and read first time:

By Mr. Holliday,

H. B. No. 209,

"An Act to Amend Section 23 of Article 9, of Chapter 17, of the Statutes of Oklahoma, of 1893."

On motion of Mr. Holliday

H. B. No. 209 was read second time and referred to the Committee on Private Corporations.

C. B. No. 222 was read first and second time and referred to to Committee on Judiciary.

The following bills were read second time and referred to the following committees:

H. B. No. 207,

Committee on County and Township Organization.

H. B. No. 208,

Committee on Ways and Means.

By unanimous consent, Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered

H. B's. No. 195, 197, 206, 205, and C. B. No. 144, and recommended

That H. B. No. 195 do pass.

That H. B. No. 197 do pass,

That H. B. No. 206 do pass,

That H. B. No. 205, do pass, and

That C. B. No. 144 do not pass.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 181, 180, 137, 84, 155, 159, 122, 166, 64, 174, H. J. R. No. 6, and H. B. No. 186, engrossed and found the same to be correct.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B. No. 68, and

H. C. R. No. 6, and transmitted the same to the House.

The Speaker signed

H. C. R. No. 6 and

H. B. No. 68,

H. B. No. 122 was read third time.

A call of the House showed Ballard and Doyle absent.

Ballard and Doyle were brought in by the Sergeant-at-Arms, and on motion of Mr. Sherer further call of the House was suspended.

A vote was taken on the final passage of

H. B. No. 122, which resulted in the bill being passed with 18 ayes, and 7 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Holliday, Jones, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, and Wood.

Those voting in the negative were:

Hartshorn, Hay, Koch, Malley, Merten, Williamson and Mr. Speaker.

On motion of Mr. Sherer the vote by which

H. B. No. 122 passed the House was reconsidered, and the motion laid on the table.

H. B. No. 84 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 23 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

Voting in the negative:

Mr. Speaker.

The following explanation was made:

"Believing this is as near as we can dispose of a nuisance at this time, I vote aye. Duffy."

On motion of Mr. Holliday,

The vote by which H. B. No. 84 passed the House was reconsidered and the motion to reconsider was laid on the table.

H. B. No. 186 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 23 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

H. B. No. 180 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 25 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

H. B. No. 137 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 19 ayes and 5 nays.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Ballard, Combs, Stevens, Wails and Mr. Speaker.

On motion of Mr. Holliday,

The vote by which H. B. No. 137 passed the House was reconsidered, and the motion laid on the table.

H. B. No. 174 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 18 ayes and 7 nays.

Those voting in the affirmative were:

Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Vankirk, Wails, Wilkins, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Hartshorn, Stevens, Thomas and Williamson.

On motion of Mr. Jones

The vote by which H. B. No. 174 passed the House was reconsidered, and the motion laid on the table.

H. B. No. 159 was read third time and placed on its final passage.

Mr. Clark moved that

H. B. No. 159 be recommitted.

A vote was taken to recommit which resulted in the motion being lost with 10 ayes and 14 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Hartshorn, Holliday, Koch, McElrath, Merten, Wilkins, and Mr. Speaker.

Those voting in the negative were:

Combs, Duffy, Hadley, Hay, Jones, Malley, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Williamson and Wood.

A vote was taken on the final passage of

H. B. No. 159 which resulted in the bill being passed with 18 ayes, and 6 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hay, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were:

Ballard, Clark, Hartshorn, Holliday, Merten and Mr. Speaker

H. B. No. 166 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 22 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer,

Smith, Stevens, Thomas, Wilkins, Williamson, Wood and Mr. Speaker

Mr. Merten moved

That the House resolve itself into a Committee of the Whole for the purpose of considering

H. B. No. 41.

A vote was taken which resulted in the motion being carried with 13 ayes, and 9 nays.

Those voting in the affirmative were:

Ballard, Duffy, Hadley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Wilkins, Williamson and Wood.

Those voting in the negative were:

Clark, Combs, Doyle, Hay, Holliday, Jones, Koch, Malley and Mr. Speaker.

The House resolved itself into a Committee of the Whole with Mr. Jones in the Chair.

Mr. Jones, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 41 and recommended that the Substitute do pass.

Mr. Merten moved that

H. B. No. 41 be ordered engrossed.

A vote was taken which resulted in the motion being carried with 16 ayes and 8 nays.

Those voting in the affirmative were:

Ballard, Duffy, Hadley, Koch, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Wood.

Those voting in the negative were:

Clark, Combs, Doyle, Hay, Holliday, Jones, Malley and Mr. Speaker.

By unanimous consent the following bill was introduced and read first time:

By Mr. Ballard,

H. B. No. 210,

"An Act to Promote and Encourage the Industry of Cotton Manufactures in the Territory of Oklahoma."

On motion of Mr. Ballard

H. B. No. 210 was read second time and referred to the Committee on Ways and Means.

On motion of Mr. Jones.

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Hadley in the Chair.

Mr. Hadley, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 158, and H. B. No. 200, and recommended

That H. B. No. 158 do pass as amended, and

That H. B. No. 200 do pass as amended.

On motion of Mr. Hadley

The report of the Committee of the Whole was adopted.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 20, which had passed the Council without amendment.

On motion of Mr. Jones

H. B. No. 158 was ordered engrossed.

On motion of Mr. Jones

H. B. No. 200 was ordered engrossed.

On motion of Mr. Smith

The vote by which H. B. No. 186 passed the House was reconsidered, and the motion to reconsider laid on the table.

On motion of Mr. Ballard

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M. with the Speaker in the Chair.

Mr. Holliday, Chairman of the Committee on Private Corporations, reported that his Committee had considered

H. B. No. 209, and recommended that it do pass.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered

C. B's. No. 159, 99 and 119, and recommended

That C. B. No. 159 do pass,

That C. B. No. 99 do pass, and

That C. B. No. 119 do not pass.

Mr. Hartshorn, Chairman of the Committee on County and Township Organization, reported that his Committee had considered

C. B. No. 78, and recommended that it do pass.

Mr. Sherer, and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

Substitute for C. B. No. 2, C. B. No. 59, and H. B. No. 13, enrolled, and found the same to be correct.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Wood in the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 201, and 202, and recommended

That H. B. No. 201 do pass as amended, and

That H. B. No. 202 be referred to the Committee on Appropriations.

On motion of Mr. Wood

The report of the Committee was adopted.

The Private Secretary of the Governor transmitted a Message from the Governor.

Message from the Council

The Messenger from the Council transmitted

C. B's. No. 59, 47, and Substitute for C. B. No. 2, which had been signed by the President of the Council.

The Speaker signed

Substitute for C. B. No. 2, and

C. B. No. 59.

Message from the Governor.

The Governor of the Territory transmitted the information that he had approved

H. B. No. 68,

And placed the same on file in the office of Territorial Secretary.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B. No. 47, enrolled and found the same to be correct.

The Speaker signed

C. B. No. 47.

The Speaker appointed Mr. Stevens as the House member of the Monument Committee as provided for in H. B. No. 68.

On motion of Mr. Jones

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifty-fourth Day.

Guthrie, Oklahoma Territory,
Saturday, March 4, 1899.

MORNING SESSION.

The House was called to order at 9 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark.

The Journal of the Fifty-third Day was read and approved.

Mr. Vankirk, Chairman of the Committee on Roads and Highways, reported that his Committee had considered

H. B's. No. 39, and 173, and C. B's. No. 89, and 34 and recommended

That H. B. No. 39 be referred to its author.

That H. B. No. 173 do not pass,

That C. B. No. 89 do pass, and

That C. B. No. 34 do pass.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 168, 182, 133, 158, 200, Substitute for H. B. No. 41, and House amendments to C. B. No. 80 engrossed and found the same to be correct.

Mr. Merten, Speaker pro tem., took the Chair.

H. B. No. 133 was read third time.

Mr. Jones moved

That the vote by which H. B. No. 133 passed the House be reconsidered.

A vote was taken which resulted in the motion to reconsider being carried with 12 ayes and 7 nays.

Those voting in the affirmative were:

Clark, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Smith, Vankirk, Wails, Williamson and Wood.

Those voting in the negative were:

Ballard, Combs, Duffy, Hadley, Merten, Sherer, and Thomas.

Mr. Jones moved

That H. B. No. 133 be amended by adding Section 17 to the bill.

A vote was taken on the amendment which resulted in the amendment being adopted with 11 ayes and 9 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Jones, Koch, Malley, Olmsted, Sherer, Wails, Williamson and Wood.

Those voting in the negative were:

Ballard, Clark, Combs, Hadley, McElrath, Merten, Thomas, Vankirk and Mr. Speaker.

Mr. Jones moved

That the rules be suspended, that H. B. No. 133 be considered engrossed and placed on its third reading and final passage.

Mr. Ballard moved as a substitute

That H. B. No. 133 be ordered printed.

The substitute was declared lost.

A vote was taken on the motion to suspend the rules which resulted in the motion being lost with 14 ayes and 9 nays.

Those voting in the affirmative were:

Doyle, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Vankirk, Wails, Williamson and Wood.

Those voting in the negative were:

Ballard, Clark, Combs, Duffy, Hadley, Malley, Smith, Thomas and Mr. Speaker.

H. B. No. 133 was ordered engrossed.

The Speaker took the Chair.

H. B. No. 158 was read third time and a vote taken on its final passage, which resulted in the bill being lost with 7 ayes and 15 nays.

Those voting in the affirmative were:

Clark, Doyle, Hadley, Olmsted, Sherer, Smith and Vankirk.

Those voting in the negative were:

Ballard, Combs, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Thomas, Wails, Williamson, Wood and Mr. Speaker.

Message from the Council.

The Messenger from the Council transmitted

C. B's. No. 176, 165, 84, 30, 63, 193, and 225, which had passed the Council.

The Messenger from the Council transmitted

H. B. No. 13, which had been signed by the President of the Council.

The following bills were read first and second time and referred to the following committees:

C. B. No. 176,
Committee on Judiciary.

C. B. No. 165,
Committee on Private Corporations.

C. B. No. 84,
Committee on Judiciary.

C. B. No. 193,
Committee on Judiciary.

Substitute for C. B. No. 30,
Committee on Judiciary.

C. B. No. 63,
Committee on Criminal Jurisprudence.

C. B. No. 225,
Committee on Education.

The Speaker signed

H. B. No. 13.

H. B. No. 182 was read third time and a vote taken on its final passage which resulted in the bill being passed with 22 ayes, and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Voting nay,

Ballard.

On motion of Mr. Merten

The vote by which H. B. No. 182 passed the House was reconsidered, and the motion laid on the table.

H. B. No. 41 was read third time and a vote taken on its final passage which resulted in the bill being passed with 14 ayes, and 9 nays.

Those voting in the affirmative were:

Ballard, Duffy, Hadley, Hartshorn, Malley, McElrath, Merten, Sherer, Smith, Thomas, Vankirk, Wails, Williamson, and Wood.

Those voting in the negative were:

Clark, Combs, Doyle, Hay, Holliday, Jones, Koch, Olmsted and Mr. Speaker.

Mr. Merten moved

That the vote by which H. B. No. 41 passed the House be reconsidered, and the motion to reconsider be laid on the table.

A vote was taken on the motion to reconsider which resulted in the motion being carried with 14 ayes and 7 nays.

Those voting in the affirmative were:

Ballard, Duffy, Hadley, Hartshorn, Koch, Malley, McElrath, Merten, Sherer, Smith, Thomas, Wails, Williamson and Wood.

Those voting in the negative were:

Clark, Combs, Doyle, Hay, Holliday, Olmsted and Mr. Speaker.

H. B. No. 200 was read third time and a vote taken on its final passage which resulted in the bill being passed with 22 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Ballard.

C. B. No. 80 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 16 ayes and 6 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Hay, Jones, Malley, Merten, Olmsted, Sherer, Smith, Thomas, Wails, Wilkins, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Malley, Holliday, Koch, Vankirk, and Williamson.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Holliday in the Chair.

Mr. Holliday, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 192, and recommended that the Committee sit again to consider same.

On motion of Mr. Holliday

The report of the Committee was adopted.

By unanimous consent the following bills were introduced and read first time:

By Mr. Stevens,

H. B. No. 211:

"An Act Providing for the Bonding of the Indebtedness of School Districts and of Townships."

By Mr. Doyle,

H. B. No. 212:

"An Act to Regulate the Practice of Dentistry in Oklahoma Territory."

By unanimous consent, Mr. Merten, Chairman of the Committee on Public Lands, reported that his Committee had considered

C. B. No. 45, and recommended that it do pass.

Mr. Wails moved

That the House adjourn until 9 A. M., Monday, March 6.

Mr. Ballard moved as a substitute

That the House adjourn.

A vote was taken on the substitute which resulted in its being carried with 15 ayes and 9 nays.

Those voting in the affirmative were:

Ballard, Clark, Duffy, Hadley, Hartshorn, Hay, Holliday, Koch, Malley, McElrath, Merten, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Jones, Olmsted, Sherer, Smith, Stevens, Thomas, Van-Kirk, and Wails.

The House was declared adjourned until 2 P. M.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

By unanimous consent the following bills were introduced and read first time:

By Mr. Doyle,

H. B. No. 213,

"An Act to Amend Section 1, Article 10, Chapter 73, Statutes of Oklahoma 1893, entitled 'Schools.'"

By Mr. Doyle,

H. B. No. 214,

"An Act Amending Section 11, Article 1, Chapter 53, Laws of 1893, entitled 'Normal Schools.'"

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 224, and

Council Substitute for H. B. No. 43, which had passed the Council.

Also transmitted the information that the Council had refused to concur in the amendments to

C. B. No. 80.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Wood in the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 192, 190, 129, 177, and recommended

That H. B. No. 192 do pass as amended.

That H. B. No. 190 do pass as amended,

That H. B. No. 129 and Substitute for H. B. No. 129 be referred to the Judiciary Committee.

That further consideration of H. B. No. 177 be indefinitely postponed.

Message from the Governor.

The Private Secretary of the Governor transmitted a special Message from the Governor concerning the Centennial Exposition, to be held in St. Louis in 1903.

Mr. Doyle moved

That the communication, except the resolution enclosed, be spread upon the Journal.

Mr. Merten moved as a substitute

That the communication be referred to the Committee of the Whole for their consideration, and be made a special order for Monday, March 6th, at 10 A. M.

The substitute prevailed.

On motion of Mr. Jones,

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Wood in the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 188, 203, 185, and recommended

That H. B. No. 188 do pass,

That H. B. No. 203 do pass,

That the Committee sit again to consider H. B. No. 185.

On motion of Mr. Wood,

The report of the Committee was adopted.

On motion of Mr. Jones,

H. B. No. 192 was ordered engrossed.

On motion of Mr. Jones,

H. B. No. 188 was ordered engrossed.

On motion of Mr. Jones,

H. B. No. 203 was ordered engrossed.

On motion of Mr. Jones,

H. B. No. 190 was ordered engrossed.

By unanimous consent the following bills were introduced and read first time:

By Mr. Hartshorn,

H. B. No. 215,

"An Act to Provide for the Determination of Cost and Payment thereof, of the Northwestern Normal School of the Territory of Oklahoma, at Alva in said Territory."

By Mr. Hay,
H. B. No. 216,

"An Act Authorizing the County Commissioners of Grant County to Call a Special Election."

H. B. No. 215 was read second time and referred to the Committee on Education,

H. B. No. 216 was read second time and referred to the Committee on County and Township Organization.

Mr. Olmsted, Chairman of the Committee on Education, reported that his Committee had considered

C. B. No. 225 and recommended that it do pass.

Mr. Wilkins, Chairman of the Committee on Public Buildings, reported that his Committee had considered

H. B. No. 194 and recommended that it do pass.

On motion of Mr. Holliday

The rules were suspended and

C. B. No. 225 was placed on its third reading and final passage.

C. B. No. 225 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 16 ayes.

Those voting in the affirmative were:

Combs, Doyle, Hay, Holliday, Jones, Malley, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B. No. 20 enrolled, and found the same to be correct.

On motion of Mr. Wails

The House adjourned until 9 A. M. Monday, March 6, 1899.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifty-fifth Day.

Sunday March 5, 1899.

Fifty-sixth Day.

Guthrie, Oklahoma Territory,
Monday, March 6, 1899.

MORNING SESSION.

The House was called to order at 9 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark, Combs, McElrath and Stevens.

The Journal of the Fifty-fourth Day was read, corrected and approved.

Mr. Stevens, Chairman of the Committee on Judiciary, reported that his Committee had considered

C. B. No. 149, and C. B. No. 222, and recommended

That C. B. No. 149 do pass as amended, and

That C. B. No. 222 do pass as amended.

Mr. Malley, Chairman of the Committee on Compensation of Public Officers, reported that his Committee had considered

C. B. No. 44, and returned the same to the Committee of the Whole for consideration.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 133, engrossed, and found the same to be correct.

The following resolution was introduced and read first time:

"H. R. No. 28½: Resolved, That the Speaker is hereby instructed to appoint a Committee of three, whose duty it shall be to examine all bills and report them to the House in the order of their importance; and bills shall be taken up and considered in the order in which they are reported. By Merten."

On motion of Mr. Merten the resolution was adopted.

Council Substitute for H. B. No. 43 was read first time and by unanimous consent was read second time.

Mr. Jones moved

That all Council bills on first reading be read first and second time and at once referred to the Sifting Committee.

The motion prevailed.

Council Substitute for H. B. No. 43 was referred to the Sifting Committee.

The Speaker appointed

Mr. Merten, Mr. Jones and Mr. Ballard,

As members of the Sifting Committee.

Mr. Merten moved

That the House insist on the amendments to

C. B. No. 80, which the Council had refused to concur in.

A vote was taken which resulted in the motion being carried with 17 ayes, and 2 nays.

Those voting in the affirmative were:

Ballard, Doyle, Duffy, Hadley, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Thomas, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Stevens and Vankirk.

The Speaker appointed

Ballard, Vankirk and Williamson

As House members of the Conference Committee to consider C. B. No. 80.

The following bills were read first time and by unanimous consent were read second time and referred to the following committees:

C. B. No. 224,

Referred to Sifting Committee.

H. B. No. 211,

Referred to Sifting Committee.

H. B. No. 212,

Referred to Sifting Committee.

H. B. No. 133 was read third time and a vote taken on its final passage which resulted in the bill being lost with 12 ayes and 9 nays.

Those voting in the affirmative were:

Ballard, Doyle, Hartshorn, Hay, Jones, Koch, Olmsted, Stevens, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Duffy, Hadley, Malley, Merten, Sherer, Smith, Thomas, Vankirk and Wails.

Mr. Sherer moved

That the vote by which H. B. No. 133 failed to pass, be reconsidered and the motion laid on the table.

A vote was taken on the motion to reconsider which resulted in the motion being lost, with 7 ayes and 14 nays.

Those voting in the affirmative were:

Duffy, Hadley, Merten, Sherer, Smith, Thomas and Vankirk.

Those voting in the negative were:

Ballard, Doyle, Hartshorn, Hay, Jones, Koch, Malley, Olmsted, Stevens, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

The communication and resolution submitted by the Governor, concerning the International Exposition to be held in St. Louis in 1903, which had been made a special order for 10 A. M., was taken up.

Mr. Doyle moved

That the resolution, submitted by his Excellency, the Governor of the Territory, be adopted.

The motion prevailed.

On motion of Mr. Jones

The communication and resolution were ordered spread upon the Journal.

Members of the Fifth Legislative Assembly.

Gentlemen: I transmit herewith a copy of a report submitted to me by Ex-Governor Seay, of Kingfisher, Major D. D. Leach, of Oklahoma City, and Mayor B. F. Berkey, of Guthrie, delegates from the Territory of Oklahoma to a recent conference held in the City of St. Louis, to discuss the advisability of holding an International Exposition to commemorate the One Hundredth Anniversary of the Louisiana Purchase.

This purchase of territory made by Thomas Jefferson by treaty with France in 1803, embraces fifteen states and two territories as follows:

Louisiana, Arkansas, Minnesota, Iowa, Missouri, Kansas, Nebraska, South Dakota, North Dakota, Montana, Wyoming, Colorado, Idaho, Washington, Oregon, Oklahoma and Indian Territory.

Then as now, many people opposed expansion and the treaty was denounced on every side, and the fifteen million dollars declared to be thrown away for a useless and unprofitable piece of land. Yet, time has proved this to be the most profitable real estate speculation in the history of the world. The country for which Napoleon accepted fifteen million dollars now boasts a taxable valuation of fifteen billion dollars. What would the United States be to-day without this purchase? Within its bounds live the most progressive and energetic people on earth, composing one-fourth of the total population of the nation. Here are industries as great as any in the original states, and progress and advancement such as is not seen anywhere else. The mineral products of the purchase each year are many times the original price paid; the agricultural products run into figures almost beyond compre-

hension, the wheat crop of our own Territory having within a single year been sufficient to pay the purchase price; and even the eggs laid by the hens domiciled within the borders of the purchase are each year sold for enough to pay the price and leave several millions of dollars for the bank account of the farmers upon this fertile garden spot of the universe.

The Louisiana purchase, standing as it does worthy the attention of the civilized world, with a commercial development without a parallel, with a wealth increased to a thousand million for every million of cost, inhabited by a people, the equal of any upon earth, will inaugurate and carry forward to success a Centennial Exposition, such as the world has never seen—a display in keeping with her unparalleled advancement and her varied and inexhaustible resources.

And what more fitting than that Oklahoma, the baby sister in the purchase family, the portion of the great dominion last given over to the arts of civilization, the portion now attracting the greatest attention of the world and making the greatest strides in advancement and progress, should take an active part in this great world's exposition; lending the united support of her people to its advancement and presenting to the millions of visitors from far and near the story of her wonderful progress and a display of her varied agricultural and natural products and resources.

Therefore, in transmitting you this report, I recommend that you take such action as you deem proper, looking to the interesting of all our people in this great exposition project and the ultimate participation and display of our resources and advertising of our Territory as it can be advertised in no other way; including the adoption at this time of resolutions along the line of those attached hereto, endorsing the exposition and authorizing the three gentlemen submitting this report, who have been placed on the general executive committee, to further investigate the question, to report to me from time to time and formulate plans and projects for a Territorial exhibit to be submitted to the next General Assembly.

Very respectfully,

C. M. BARNES, Governor.

Guthrie, Oklahoma, March 4, 1899.

JOINT RESOLUTION.

Whereas, It is proposed to celebrate the One Hundredth Anniversary of the Louisiana Purchase by the holding of a great international exposition in the city of St. Louis in the year 1903 at a cost equal to the amount paid for the purchase; therefore be it

Resolved, That the Fifth Legislative Assembly of the Territory of Oklahoma, believing that it is eminently fitting that an exposition of the social, industrial and educational achievements of the nineteenth century should be chosen as the method of commemorating an event which has been of such significance in promoting this development, congratulates the city of St. Louis and the people of the entire southwest upon the enthusiastic and successful inauguration of the enterprise insuring the greatest exposition of all, pledges the earnest and active co-operation of the people of Oklahoma; also,

Resolved, That the present Oklahoma members of the Exposition Executive Committee be constituted an advisory board to investigate the subject thoroughly, to report to the Governor and the public upon the progress of the exposition movement, and together with the Governor, formulate a plan for a general exhibit at the exposition of the products and resources of Oklahoma, the most prosperous and progressive commonwealth within the bounds of the great purchase, to be transmitted to the next Legislative Assembly of the Territory.

Provided, The Governor shall fill all vacancies on the Commission caused by death, resignation, removal or otherwise, and provided further, that no expense to the Territory shall be incurred under this resolution.

Hon. C. M. Barnes, Governor of the Territory of Oklahoma:

Sir:—The undersigned, acting under appointment from yourself, as Chief Executive of the Commonwealth of Oklahoma, on January 10th and 11th, 1899, attended a conference of delegates from the States and Territories located within the boundaries of the Louisiana Purchase, to discuss the advisability of holding a great international exposition to commemorate the One Hundredth Anniversary of the purchase.

This conference was held in the city of St. Louis, delegates being present from ten of the fifteen states and both of the territories embraced within the purchase, and during the two days' session the question was thoroughly discussed, each delegate becoming deeply impressed with the fitness of celebrating an event of so great a magnitude. It was unanimously decided to hold an exposition and almost as unanimously to hold it in the city of St. Louis, the queen city of the purchase.

Feeling that the event marks an epoch not only in the history of our own nation, but of the entire civilized world, the members of the conference decided that this exposition should be second to none ever held, celebrating and depicting as it will the greatest

progress and achievements ever made in any single century of the world's history—a dominion increasing in wealth a thousand fold in less than one hundred years. To this end it is determined to raise fifteen million dollars to carry out the proposed plans of the conference, and the citizens of St. Louis are already at work devising ways and means for securing this money, aggregating as it does an amount equal to that paid by the government for the entire purchase. It was decided at the conference to send committees to the legislature of each state or territory within the confines of the purchase and urge an endorsement of the exposition plan and an early appropriation of funds to erect state buildings and secure state exhibits; but we as representatives of the Territory of Oklahoma suggested that we were young and not as well supplied with wealth as the older commonwealths, and therefore we deemed it best not to ask for an appropriation at this time, but felt justified in assuring the conference of a hearty endorsement of the plan by our people through their representatives in the legislature and their Chief Executive, as well as by each individual citizen, and an appropriation two years hence to place upon the exposition grounds an exhibit of the products and resources of this the most progressive commonwealth of the entire purchase.

We therefore submit to you this brief report outlining the work of the conference, the plans for the exposition and of our action in representing the Territory under authority conferred upon us by your appointment, with the suggestion that you call the attention of the Territorial Legislature now assembled to the matter that they may endorse the exposition and take such action as they deem advisable to pave the way for an exhibit from Oklahoma, which will compare favorably with that of any of the fifteen states embraced.

Respectfully submitted,

A. J. SEAY,
BEN F. BERKEY,
D. D. LEACH.

Guthrie, Oklahoma, March 3rd, 1899.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Vankirk in the Chair.

Mr. Merten, Speaker pro tem, took the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B's. No. 185, 157, 195, 198, 206, 197, 205, C. B's. No. 40, 15, 156 and 146, and recommended

That H. B. No. 185 do pass as amended.

That H. B. No. 157 do pass,

That H. B. No. 195 do pass,

That H. B. No. 198 do pass,

That H. B. No. 206 do pass,

That H. B. No. 197 do pass,

That H. B. No. 205 be referred to its author.

That C. B. No. 40 be referred to the Sifting Committee.

That C. B. No. 15 do pass as amended,

That C. B. No. 156 do pass,

That C. B. No. 146 do pass as amended.

Mr. Vankirk moved

That the report of the Committee be adopted.

The motion prevailed.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 20 which had been signed by the President of the Council.

Mr. Koch, Chairman of the Committee on Municipal Corporations, reported that his Committee had considered

H. B's. No. 139 and 196, and recommended

That Substitute for H. B. No. 139 do pass, and

That H. B. No. 196 do not pass.

By unanimous consent the following bill was introduced and read first time:

By Mr. Doyle,

H. B. No. 217,

"An Act in Reference to a Territorial Penitentiary and Providing for the Location, Erection and Management Thereof."

Mr. Doyle moved that

H. B. No. 217 be read second time and referred to the Committee on Criminal Jurisprudence.

Mr. Speaker moved as a Substitute that

H. B. No. 217 be referred to the Committee on Appropriations.

The Substitute was lost.

The original motion prevailed, and

H. B. No. 217 was referred to the Committee on Criminal Jurisprudence.

On motion of Mr. Jones

The rules were suspended

H. B. No. 185 was considered engrossed and placed on its third reading and final passage.

H. B. No. 185 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Hadley, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Hay, Wails and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

H. B. No. 195 was considered engrossed and placed on its third reading and final passage.

H. B. No. 195 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 20 ayes.

Those voting in the affirmative were:

Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

H. B. No. 206 was considered engrossed and placed on its third reading and final passage.

H. B. No. 206 was read third time and a vote taken on its final passage which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

H. B. No. 157 was considered engrossed and placed on its third reading and final passage.

H. B. No. 157 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 22 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Smith.

On motion of Mr. Jones

The rules were suspended,

H. B. No. 197 was considered engrossed and placed on its third reading and final passage.

H. B. No. 197 was read third time and a vote taken on its final

passage, which resulted in the bill being passed with 23 ayes.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

H. B. No. 198 was considered engrossed and placed on its third reading and final passage.

H. B. No. 198 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 19 ayes.

Those voting in the affirmative were:

Ballard, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson and Wood.

On motion of Mr. Jones

The rules were suspended,

Substitute for C. B. No. 15 was considered engrossed and placed on its third reading and final passage.

Substitute for C. B. No. 15 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 156 was considered engrossed and placed on its third reading and final passage.

C. B. No. 156 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 23 ayes.

Those voting in the affirmative were:

Clark, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Jones moved to adjourn.

A vote was taken which resulted in the motion being lost with 11 ayes and 11 nays.

Those voting in the affirmative were:

Ballard, Hartshorn, Hay, Koch, Malley, McElrath, Merten, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Doyle, Duffy, Hadley, Holliday, Jones, Smith, Stevens, Thomas, Vankirk and Wails.

By unanimous consent Mr. Doyle, Chairman of the Committee on Criminal Jurisprudence, reported that his Committee had considered.

H. B. No. 217 and recommended that it do pass.

On motion of Mr. Jones

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

On motion of Mr. Jones

H. B. No. 201 and C. B. No. 146 were ordered engrossed.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Vankirk in the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's. No. 118, 197, 116, 198, 85, 44, H. B. No. 29, and C. B. No. 45, and recommended

That C. B. No. 118 do pass,

That C. B. No. 197 do not pass,

That C. B. No. 116 do pass,

That C. B. No. 198 do pass,

That C. B. No. 85 be laid on the table pending action of the Council on H. B's. No. 94 and 106.

That C. B. No. 44 do pass as amended,

That H. B. No. 29 do not pass,

That C. B. No. 45 do not pass, and

That Council Substitute for H. B. No. 43 do pass as amended.

On motion of Mr. Vankirk,

The report of the Committee was adopted.

The following bills were referred to the Sifting Committee:

C. B's No. 40, 224, 165, 84, 193, 30, 63, 176, 77, 26 and H. B's. No 199, 211, 212, 207, 204, 216, 213, 214, 215, 129, 202, 16 and notice of amendment to rules.

The following bills were referred to the Sifting Committee:

H. B's. No. 39, 196, 173, 146, 98, 89, 179, 184, 164, 85, and 187, and C. B's. No. 7, 144 and 119.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 125 which had passed the Council.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 190, 188, 203 and 192 engrossed and found the same to be correct.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 198 was considered engrossed and placed on its third reading and final passage.

C. B. No. 198 was read third time and a vote taken on its final passage which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Ballard, Clark, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

The Speaker signed

H. B. No. 20.

Mr. Merten, Speaker pro tem., took the Chair.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 116 was considered engrossed and placed on its third reading and final passage.

C. B. No. 116 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 23 ayes.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended and

C. B. No. 118 was considered engrossed and placed on its third reading and final passage.

C. B. No. 118 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes, and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Duffy, Wails, and Wood.

Mr. Doyle moved

That two members, one of whom shall be a Populist, be added to the Sifting Committee.

The motion prevailed.

Mr. Wails moved

That the vote by which

H. B. No. 133 failed to pass the House be reconsidered.

A vote was taken which resulted in the motion to reconsider being carried with 14 ayes and 10 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted, Stevens, Thomas, Wails and Williamson.

Those voting in the negative were:

Ballard, Clark, Hadley, Holliday, Malley, Sherer, Smith, Vankirk, Wilkins and Mr. Speaker.

H. B. No. 133 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes, and 8 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted, Stevens, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Hadley, Holliday, Malley, Sherer, Smith and Vankirk.

Mr Wails moved

That the vote by which

H. B. No. 133 passed the House be reconsidered, and the motion laid on the table.

A vote was taken which resulted in the motion to reconsider being carried with 14 ayes and 10 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Jones, Koch, McElrath, Merten, Olmsted, Smith, Stevens, Thomas, Wails and Wood.

Those voting in the negative were:

Ballard, Clark, Hadley, Hay, Holliday, Malley, Sherer, Vankirk, Williamson and Mr. Speaker.

H. B. No. 188 was read third time and a vote taken on its final passage which resulted in the bill being passed with 14 ayes, and 10 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hay, Holliday, Malley, Sherer, Smith, Thomas, Vankirk and Mr. Speaker.

Those voting in the negative were:

Hartshorn, Jones, Koch, McElrath, Merten, Olmsted, Stevens, Wails, Williamson and Wood.

H. B. No. 190 was read third time and a vote taken on its final passage which resulted in the bill being passed with 20 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Duffy and Hadley.

H. B. No. 192 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 17 ayes, and 2 nays.

Those voting in the affirmative were:

Clark, Doyle, Hadley, Hartshorn, Hay, Jones, Koch, McElrath, Merten, Olmsted, Smith, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Duffy and Stevens.

H. B. No. 203 was read third time and a vote taken on its final passage which resulted in the bill being passed with 15 ayes and 6 nays.

Those voting in the affirmative were:

Doyle, Hadley, Hartshorn, Holliday, Jones, Koch, McElrath, Merten, Sherer, Smith, Stevens, Thomas, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Combs, Duffy, Hay, Olmsted and Vankirk.

The Speaker took the Chair.

The Speaker appointed

Stevens and Duffy

As additional members of the Sifting Committee.

On motion of Mr. Holliday

The vote by which

H. B. No. 192 passed the House was reconsidered, and the motion to reconsider laid on the table.

On motion of Mr. Doyle the House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifty-seventh Day.

Guthrie, Oklahoma Territory.
Tuesday, March 7, 1899.

MORNING SESSION.

The House was called to order at 9 A. M. with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Stevens.

Mr. Merten, Speaker pro tem, took the Chair.

The Journal of the Fifty-sixth Day was read and approved.

On motion of Mr. Jones

All bills in the hands of the House Committees were ordered returned to the Chief Clerk.

The Sifting Committee reported that the following bills should be considered in the following order:

C. B's No. 224, 165, 84, 193, 30 and 26, H. B's. No. 211, 207, 210 and 208.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 157, 195, 197, 198, 206, House Amendments to C. B. No. 146, H. B's. No. 201, 185, and House Substitute for C. B. No. 15, engrossed and found the same to be correct

C. B. No. 125 was read first time.

By unanimous consent

C. B. No. 125 was read second time and referred to the Sifting Committee.

H. B. No. 201 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 15 ayes and 5 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Stevens, Vankirk, Wails and Williamson.

Those voting in the negative were:

Ballard, Holliday, Sherer, Smith and Thomas.

C. B. No. 146 was read third time and a vote taken on its final

passage, which resulted in the bill being passed with 16 ayes and 5 nays.

Those voting in the affirmative were:

Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, McElrath, Olmsted, Sherer, Stevens, Thomas, Vankirk, Williamson and Wood.

Those voting in the negative were:

Ballard, Clark, Merten, Wails and Mr. Speaker.

On motion of Mr. Jones

H. B. No. 43 and C. B. No. 44 were ordered engrossed.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills in the order reported by the Sifting Committee, with Mr. Hadley in the Chair.

The Speaker took the Chair.

Mr. Hadley, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's. No. 224, 165, 84, 193, 30, 26, Substitute for H. B. No. 211, H. B's. No. 207, 210, 208, and recommended

That C. B. No. 224 do pass,

That C. B. No. 165 do pass,

That C. B. No. 84 do pass as amended.

That C. B. No. 193 do pass,

That C. B. No. 30 do pass,

That C. B. No. 26 do pass,

That Substitute for H. B. No. 211 do pass,

That H. B. No. 207 do pass.

That H. B. No. 210 do pass as amended,

That H. B. No. 208 do pass as amended.

On motion of Mr. Hadley

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted

H. B's. No. 119, 10, Council Substitute for C. B. No. 90 and H. B. No. 195, which had passed the Council.

Council amendments to

H. B. No. 10 were read first time.

Mr. Merten moved that

The House concur in Council amendments to H. B. No. 10.

Mr. Holliday moved as a Substitute

That the House do not concur in the Council amendments to H. B. No. 10.

A vote was taken on the Substitute which resulted in the motion being lost with 7 ayes and 15 nays.

Those voting in the affirmative were:

Ballard, Clark, Duffy, Holliday, Smith, Thomas and Wails.

Those voting in the negative were:

Doyle, Hadley, Hartshorn, Hay, Jones, Malley, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

A vote was taken on the motion to concur, which resulted in the motion being carried with 14 ayes, and 9 nays.

Those voting in the affirmative were:

Hadley, Hartshorn, Hay, Jones, Malley, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Holliday, Smith, Thomas and Wails.

Council amendments to H. B. No. 119 were read.

Mr. Wood moved that

The House do not concur in Council amendments to H. B. No. 119.

A vote was taken on the motion not to concur which resulted in the motion being carried with 21 ayes and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Duffy, Malley and Vankirk.

Substitute for C. B. No. 90 was read first time and by unanimous consent was read second time and referred to the Sifting Committee.

Mr. Sherer and Mr. Biddison, Chairmen of the Joint Committee on Enrolled Bills, reported that their Committee had examined

C. B. No. 156 and C. B. No. 225 enrolled and found the same to be correct.

On motion of Mr. Jones

H. B's. No. 211, 207, 210 and 208 were ordered engrossed.

On motion of Mr. Jones

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

On motion of Mr. Smith

The vote by which the report of the Committee of the Whole was adopted concerning

C. B. No. 45 was reconsidered.

The Sifting Committee ordered that bills be placed on the Calendar in the following order, for consideration of the Committee of the Whole:

C. B's. No. 89, 159, 34, 90, and H. B. No. 113.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined House amendments to

Council Substitute for H. B. No. 43 engrossed, and found the same to be correct.

C. B. No. 26 was read third time and a vote taken on its final passage which resulted in the bill being passed with 16 ayes and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Holliday, Jones, Malley, McElrath, Merten, Sherer, Smith, Stevens, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley, Thomas and Wilkins.

C. B. No. 224 was read third time and a vote taken on its final passage which resulted in the bill being passed with 15 ayes and 4 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Hartshorn, Holliday, Jones, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Smith, Thomas and Wails.

The following explanation of a vote was made:

"I do not believe in sumptuary laws, therefore I vote no, Duffy."

Message from the Council.

The Messenger from the Council transmitted the information that the Council had refused to concur in the House amendments to

C. B. No. 146, and transmitted the bill, with amendments:

Also H. B's. No. 26 and 74, which had been amended by the Council.

The Messenger from the Council transmitted

C. B. No. 225, and C. B. No. 156 which had been signed by the President of the Council.

C. B. No. 30 was read third time and a vote taken on its final passage which resulted in the bill being passed with 19 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Hadley, Hartshorn, Hay, Holliday, Jones, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Smith and Wails.

C. B. No. 193 was read third time and a vote taken on its final passage which resulted in the bill being passed with 17 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Combs, Hay, Holliday, Jones, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley and Thomas.

The Speaker signed

C. B. No. 225, and

C. B. No. 156.

The House amendments to Council Bill No. 146 which the Council had refused to concur in were read.

Mr. Wails moved

That the House recede from its amendments to C. B. No. 146.

Mr. Hadley moved as a substitute

That the House insist on the House amendments.

A vote was taken on the substitute which resulted in the motion to insist being carried with 17 ayes, and 4 nays.

Those voting in the affirmative were:

Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jones, McElrath, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Clark, Duffy, and Wails.

The Speaker appointed

Vankirk, Hadley and Ballard

To be members of the Conference Committee to consider C. B. No. 146.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 58 which had passed the Council;

Also transmitted the information that the Council had concurred in

House amendments to C. B. No. 15.

C. B. No. 165 was read third time and a vote taken on its final passage which resulted in the bill being passed with 20 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Doyle.

Council amendments to H. B. No. 74 were read.

Mr. Wails moved

That the House do not concur in Council amendments to H. B. No. 74.

Mr. Ballard moved as a substitute

That the House do concur in Council amendments to H. B. No. 74.

A vote was taken on the substitute which resulted in the substitute being lost with 12 ayes and 9 nays.

Those voting in the affirmative were:

Ballard, Hadley, Hartshorn, Hay, Holliday, McElrath, Merten, Stevens, Vankirk, Wilkins, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Duffy, Jones, Olmsted, Sherer, Thomas, Wails and Williamson.

A vote was taken on the original motion that the House do not concur which resulted in the motion being lost with 9 ayes and 13 nays.

Those voting in the affirmative were:

Combs, Doyle, Jones, McElrath, Olmsted, Smith, Thomas, Wails and Williamson.

Those voting in the negative were:

Ballard, Duffy, Hadley, Hay, Holliday, Malley, Merten, Sherer, Stevens, Vankirk, Wilkins, Wood and Mr. Speaker.

The Speaker ruled that the House did not concur in the Council amendments to H. B. No. 74.

Council amendments to H. B. No. 26 were read.

Mr. Wails moved

That the House do not concur in Council amendments to H. B. No. 26.

A vote was taken which resulted in the motion not to concur being lost with 2 ayes and 20 nays.

Those voting in the affirmative were:

Ballard and Hadley.

Those voting nay were:

Combs, Doyle, Duffy, Hartshorn, Hay, Jones, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Vankirk

The House resolved itself into a Committee of the Whole for the purpose of considering bills in the order reported by the Sifting Committee, with Mr. Stevens in the Chair.

Mr. Stevens, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's No. 89, 159, and 34, 90, and recommended

That C. B. No. 89 do pass as amended,

That Substitute for C. B. No. 159 do pass,

That C. B. No. 34 be committed to the Sifting Committee,

That C. B. No. 90 do pass.

On motion of Mr. Stevens

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had receded from its amendments to

H. B. No. 119;

That the Council insisted on its amendments to

H. B. No. 74, and requested a conference and that the President had appointed

Councilors Biddison, Brett and Thacker

As conferees on the part of the Council;

Also, that the President had appointed

Hutto, Thacker and Magness

As conferees on the part of the Council to consider

C. B. No. 146;

Also, that the Council insisted on its amendments to

H. B. No. 26,

And asked for a conference;

And that the President had appointed

Councilors Hutto, Thacker and Magness

As conferees on the part of the Council.

The Speaker appointed

Merten, Wilkins and Ballard,

As members of the Conference Committee on the part of the House to consider

H. B. No. 26.

The Speaker appointed

Hartshorn, Jones and Doyle

As members of the Conference Committee to consider

C. B. No. 146.

The Speaker appointed

Olmsted, Hadley, and Holliday.

As members of the Conference Committee to consider

H. B. No. 74.

C. B. No. 90 was read third time and a vote taken on its final

passage which resulted in the bill being passed with 16 ayes, and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Duffy, Hartshorn, Hay, Jones, Malley, McElrath, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley, Sherer and Thomas.

Mr. Merten moved to adjourn.

A vote was taken which resulted in the motion to adjourn being carried with 15 ayes, and 8 nays.

Those voting in the affirmative were:

Ballard, Clark, Duffy, Hartshorn, Hay, Jones, Malley, McElrath, Merten, Olmsted, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Hadley, Holliday, Sherer, Stevens, Thomas and Wails.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Fifty-eighth Day.

Guthrie, Oklahoma Territory.
Wednesday, March 8, 1899.

MORNING SESSION.

The House was called to order at 9 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Clark and Stevens.

The Journal of the Fifth-seventh Day was read and approved.
Mr. Merten, Speaker pro tem, took the Chair.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B's. No. 207, 208 and 210, Substitute for H. B. No. 211, amendments to C. B's. No. 84 and 44 and found the same to be correct.

Mr. Merten, Chairman of the Sifting Committee, reported that his Committee recommended that bills be considered by the House in the following order:

C. B's. No. 125, 99, 78, 149, and H. B. No. 113.

Council Substitute for H. B. No. 43 was read third time and a vote taken on its final passage, which resulted in the bill being lost with 10 ayes and 9 nays.

Those voting in the affirmative were:

Ballard, Clark, Duffy, Hadley, Holliday, McElrath, Merten, Thomas, Vankirk and Mr. Speaker.

Those voting in the negative were:

Combs, Hay, Jones, Koch, Sherer, Stevens, Wails, Williamson and Wood.

Mr. Jones moved

That the vote by which

Council Substitute for H. B. No. 43

Failed to pass the House be reconsidered.

The motion prevailed.

A call of the House being demanded, showed Malley, McElrath and Wilkins absent.

On motion of Mr. Jones

Further call of the House was dispensed with.

A vote was taken on Council Substitute for H. B. No. 43, which resulted in the bill being passed with 15 ayes and 7 nays.

Those voting in the affirmative were:

Ballard, Duffy, Hadley, Hartshorn, Holliday, Jones, Merten, Olmsted, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Combs, Hay, Koch, Sherer, Smith and Wails.

On motion of Mr. Jones

C. B. No. 159 was read second time and ordered engrossed.

On motion of Mr. Jones

Substitute for C. B. No. 29 was read second time and ordered engrossed.

House Substitute for C. B. No. 44 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 16 ayes and 8 nays.

Those voting in the affirmative were:

Ballard, Combs, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Doyle, Duffy, Malley, Sherer, Smith, Thomas and Vankirk.

H. B. No. 210 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 21 ayes and 4 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Clark, Holliday, Smith and Wood.

H. B. No. 211 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 14 ayes and 9 nays.

Those voting in the affirmative were:

Clark, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Williamson and Wood.

Those voting in the negative were:

Ballard, Combs, Doyle, Hadley, Malley, Smith, Wails, Wilkins, and Mr. Speaker.

H. B. No. 208 was read third time and a vote taken on its final passage, which resulted in the bill being lost with 13 ayes, and 11 nays.

Those voting in the affirmative were:

Combs, Duffy, Hadley, Holliday, Malley, McElrath, Merten, Smith, Thomas, Vankirk, Wails, Wilkins and Wood.

Those voting in the negative were:

Clark, Doyle, Hartshorn, Hay, Jones, Koch, Olmsted, Sherer, Stevens, Williamson and Mr. Speaker.

H. B. No. 207 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 19 ayes and 4 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley, Smith, Thomas and Wilkins.

C. B. No. 84 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 23 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Malley.

Message from the Council.

The Messenger from the Council transmitted.

C. B. No. 207, which had passed the Council.

Mr. Sherer and Mr. Biddison, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B's. No. 118, 198, 116, 165, 224, 30, 26, 93, and 15 and H. B's. No. 10, 58 and 195, enrolled and found the same to be correct.

Mr. Vankirk moved

That the House resolve itself into a Committee of the Whole for the purpose of considering bills in the order as recommended by the Sifting Committee.

Mr. Doyle moved as a substitute

That the House resolve itself into a Committee of the Whole for the purpose of considering

H. B. No. 217 and other printed bills.

Mr. Speaker raised the point that Doyle's motion was out of order.

The point of order was sustained by the Chair.

Roll call on the decision of the Chair was demanded, which resulted in the decision of the Chair being sustained, with 12 ayes, and 10 nays.

Those voting in the affirmative were:

Hay, Jones, Koch, Malley, McElrath, Olmsted, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Combs, Doyle, Duffy, Hadley, Holliday, Smith, Sherer, Thomas and Wails.

The original motion of Mr. Vankirk prevailed and the House resolved itself into a Committee of the Whole, for the purpose of considering bills in the order recommended by the Sifting Committee, with Mr. Wood in the Chair.

Mr. Wood, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's. No. 125, 99, 78, 149, and recommended

That C. B. No. 125 be referred to the Sifting Committee,

That C. B. No. 99 do pass as amended,

That C. B. No. 78 do pass,

That the enacting clause of C. B. No. 149 be stricken out.

On motion of Mr. Wood

The report of the Committee was adopted.

On motion of Mr. Merten

The House adjourned.

— AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

House Substitute for C. B. No. 159, and House amendments to C. B. No. 89, engrossed, and found the same to be correct.

C. B. No. 78 was read third time and a vote taken on its final passage which resulted in the bill being passed with 22 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith,

Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker:

Voting in the negative:

Thomas.

House Substitute for C. B. No. 159 was read third time and a vote taken on its final passage which resulted in the bill being passed with 23 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Smith.

On motion of Mr. Ballard the vote by which

House Substitute for C. B. No. 159 passed the House was reconsidered, and the motion laid on the table.

On motion of Mr. Ballard the vote by which

C. B. No. 78 passed the House was reconsidered and the motion laid on the table.

On motion of Mr. Jones the vote by which

H. B. No. 207 passed the House was reconsidered, and the motion laid on the table.

On motion of Mr. Jones the vote by which

H. B. No. 211 passed the House was reconsidered and the motion laid on the table.

On motion of Mr. Jones the vote by which

H. B. No. 210 passed the House was reconsidered and the motion laid on the table.

On motion of Mr. Jones the vote by which

Council Substitute for H. B. No. 43 passed the House was reconsidered and the motion laid on the table.

Substitute for C. B. No. 89 was read third time and a vote taken on its final passage which resulted in the bill being lost with 11 ayes, and 11 nays.

Those voting in the affirmative were:

Hartshorn, Holliday, Jones, Koch, Malley, Merten, Olmsted, Stevens, Vankirk, Wilkins and Wood.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hay, Smith, Thomas, Wails, Williamson and Mr. Speaker.

Mr. Doyle moved

That the House request the Sifting Committee to return all bills in their hands to the House at 9 A. M., for the purpose of referring to the Committee of the Whole.

A vote was taken which resulted in the motion being lost with 8 ayes and 15 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Holliday, Smith, Thomas, and Wails.

Those voting in the negative were:

Ballard, Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

C. B's. No. 165, 116, 30, 15, 26, 193, 224, 118, 198, and H. B's. No. 10, 195, and 58, and transmitted said bills.

Mr. Merten, Chairman of the Sifting Committee, reported that his Committee recommended

That H. B. No. 120 be considered in the Committee of the Whole.

On motion of Mr. Jones

The amendments to C. B. No. 99 were ordered engrossed.

The Speaker signed:

H. B. No. 58, C. B's. No. 118, 30, 198, 224, 26, 15, 116, 165, H. B's. No. 195, and 10, and C. B. No. 193.

Mr. Merten moved

That the vote by which the House adopted the report of the Committee of the Whole concerning

C. B. No. 197 be reconsidered.

A call of the House was demanded by Mr. Doyle.

Mr. Merten moved

That further call of the House be dispensed with.

A vote was taken which resulted in the motion being carried with 14 ayes, and 8 nays.

Those voting in the affirmative were:

Hartshorn, Hay, Holliday, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Duffy, Hadley, Jones, Smith, Thomas and Wails.

A vote on the motion to reconsider was taken which resulted in the motion being lost with 8 ayes, and 15 nays.

Those voting in the affirmative were:

Clark, Hartshorn, Merten, Stevens, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Combs, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Mal-

ley, Olmsted, Sherer, Smith, Thomas, Wails and Mr. Speaker.

Mr. Sherer and Mr. Bellamy, Chairman of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B. No. 90, enrolled, and found the same to be correct.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 156.

Message from the Council.

The Messenger from the Council transmitted the information that the Council refused to adopt the report of the Conference Committee on

H. B. No. 146 and requested another conference.

Mr. Speaker appointed

Jones, Doyle and Wood,

As conferees on the part of the House.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had refused to concur in the amendments to

C. B. No. 44, and requested a conference,

Gandy, Garrison and Biddison

To be conferees on the part of the Council.

The Speaker appointed

Hartshorn, Smith and Koch

As conferees on the part of the House.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

C. B. No. 90 Substitute; and had passed

H. B's. No. 201 and 200, which bills were amended by the Council.

Council amendments to H. B. No. 201 were read.

A vote was taken on the question to concur in Council amendments to H. B. No. 201, which resulted in the House concurring with 23 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Ballard.

Council amendments to H. B. No. 200 were read and a vote taken on the question to concur, which resulted in the House concurring with 21 ayes and 2 nays.

Those voting in the affirmative were:

Clark; Combs, Doyle, Hadley, Hartshorn, Hay, Holliday, Jores, Koch, Malley, Merten, Olmsted, Sherer, Smith, Steyens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard and Thomas.

On motion of Mr. Vankirk the House resolved itself into a Committee of the Whole for the purpose of considering bills as recommended by the Sifting Committee, with Mr. Vankirk in the Chair.

Mr. Vankirk, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 113 and recommended that it do not pass.

On motion of Mr. Vankirk the report of the Committee was adopted.

On motion of Mr. Vankirk

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID. Speaker.

Fifty-ninth Day.

Guthrie, Oklahoma Territory.

Thursday, March 9, 1899.

MORNING SESSION.

The House was called to order at 9 A. M., with the Speaker in the Chair.

Prayer by the Chaplain .

Roll call showed all members present.

Elsie Thralls, assistant Sergeant-at-Arms, was reported absent.

The Journal of the Fifty-eighth Day was read and approved.

M. Olmsted, Chairman of the Conference Committee on the part of the House, for consideration of

H. B. No. 74 made the following report: .

Mr. Speaker: Your Conference Committee appointed to adjust the differences between the House and Council upon H. B. No. 74 recommend as follows:

That the House concur in Council amendments to Section 1.

That the Council recede from its amendments to Section 3.

That the House concur in Council amendments to Section 4.

That the House concur in Council amendments to Section 5.

That the House concur in Council amendments to Section 6 except that in lieu of fifteen hundred dollars, allowed for contingent expenses, etc., the amount be placed at two thousand dollars for said purposes.

That the House concur in Council amendments to Section 7, except that in lieu of one thousand dollars for salary, rent, etc., there shall be allowed twelve hundred dollars therefor.

That the House concur in Council amendments to Section 8, as also sections 9, 10, 11 and 12.

(Signed)

A. J. BIDDISON,

CHAS. M. THACKER,

Conferees on part of the Council.

J. W. HADLEY,

C. W. OLMSTED,

J. M. HOLLIDAY

Conferees on part of the House.

Mr. Malley moved

That the report of the Conference Committee be adopted.

A vote was taken, which resulted in the motion to adopt being carried with 22 ayes and 1 nay.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr Speaker

Voting in the negative:

Hadley.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had concurred in the House amendments to

Council Substitute for H. B. No. 43,

That the Council had concurred in

House amendments to C. B. No. 84,

That the Council had concurred in

House Substitute for C. B. No. 159,

That the Council had agreed to the report of the second Conference Committee on

H. B. No. 74,

That the Council had receded from its amendments to

H. B. No. 119, all of which were transmitted.

The Messenger from the Council transmitted

C. B's. No. 220, 158 and 227, which had passed the Council,

Also H. B. No. 79 which had passed the Council with amendments,

And C. B. No. 215 which had passed the Council,

Also C. B. No. 66 which had passed the Council,

And H. B. No. 167 which had passed the Council with amendments,

H. B. No. 24 (Substitute) which had passed the Council with amendments,

H. B. No. 185 which had passed the Council with amendments, and

C. B. No. 133 (Substitute) which had passed the Council.

Council amendments to H. B. No. 167 were read.

A vote was taken on the question to concur which resulted in the House concurring in the Council amendments with 22 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hartshorn, Hay, Holliday, Jones, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson and Mr. Speaker.

The following bill was introduced and read first time:

By Mr. McElrath,
H. B. No. 218,

"An Act Making Appropriations for Current Expenses of the Territory of Oklahoma for the Years 1899 and 1900, for Deficiency Appropriations for the Year 1898, and for Other and Miscellaneous Purposes."

On motion of Mr. Jones,

H. B. No. 218 was read second time and referred to the Committee of the Whole for their consideration.

C. B. No. 227 was read first time, and by unanimous consent was read second time and referred to the Sifting Committee.

C. B. No. 158 was read first time, and by unanimous consent was read second time and referred to the Sifting Committee.

C. B. No. 220 was read first time, and by unanimous consent was read second time and referred to the Sifting Committee.

C. B. No. 66 was read first time, and by unanimous consent was read second time and referred to the Sifting Committee.

The Council amendments to H. B. No. 24 were read and a vote taken on the question to concur, which resulted in the House concurring in the Council amendments, with 21 ayes and 1 nay.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Clark.

Council amendments to H. B. No. 185 were read and a vote taken to concur, which resulted in the House concurring in the Council amendments, with 18 ayes and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Smith, Stevens, Thomas, Vankirk, Wilkins, Williamson and Wood.

Those voting in the negative were:

Duffy, Wails and Mr. Speaker.

Council amendments to H. B. No. 79 were read, and a vote taken on the question to concur which resulted in the House not concurring in the Council amendments with 1 aye and 21 nays.

Voting in the affirmative:

Koch.

Those voting in the negative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Malley, Merten, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

C. B. No. 215 was read first time.

By unanimous consent Council Bill No. 215 was referred to the Committee of the Whole for consideration.

C. B. No. 133 (substitute) was read first time and by unanimous consent was read second time for reference.

Mr. Doyle,

That the enacting clause of C. B. No. 133 be stricken out.

Mr. Merten moved as a substitute,

That C. B. No. 133 be referred to the Sifting Committee.

The substitute prevailed and

C. B. No. 133 was referred to the Sifting Committee.

Message from the Council.

The Messenger from the Council transmitted,

H. B. No. 181, which had passed the Council.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B's. No. 200 and 201 enrolled and found the same to be correct.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

House amendments to C. B. No. 99 engrossed and found the same to be correct.

Mr. Merten, Chairman of the Sifting Committee, reported that his Committee recommended that bills be considered in the following order:

C. B's. No. 40, 34, 63, 125, and H. B's. No. 179, 184, 212, 214, and 213.

On motion of Mr. Merten the House resolved itself into a Committee of the Whole for the purpose of considering H. B. No. 218 and other bills, with Mr. Stevens in the Chair.

Mr. Stevens, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

H. B. No. 218, and recommended that the Committee sit again to consider the same.

On motion of Mr. Stevens,

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had refused to recede from the Council amendments to

H. B. No. 79, and asked for a conference, the conferees on the part of the Council to be

Councilors Biddison, Thacker and Winkler.

The Speaker appointed
Stevens, Doyle and Wilkins,
As conferees on the part of the House to consider H. B. No. 79.
On motion of Mr. Wails,
The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

Mr. Merten, Chairman of the Sifting Committee, reported that his Committee recommended that bills be considered in the following order:

C. B. No. 220 and C. B. No. 227.

Mr. Merten, Chairman of the Conference Committee on the part of the House to consider

H. B. No. 26, reported that his Committee recommended

That the Council recede from proposed amendments to Sections 1, 2, 12, 16, 18, 20, 21, 25, 26, 28 and

That the Council insist on Council amendments to Sections 3, 5, 6, 10, 11, 13, 14, 15, 19, 22, 23, 24, 27 and 29.

Mr. Merten moved

That the House adopt the report of the Conference Committee.

A vote was taken on the motion to adopt the report which resulted in the report not being adopted with 13 ayes and 12 nays.

Those voting in the affirmative were:

Ballard, Holliday, Koch, Malley, McElrath, Merten, Olmsted, Sherer, Stevens, Vankirk, Wilkins, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Jones, Smith, Thomas, Wails and Williamson.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B's. No. 200 and 201.

The Speaker signed

H. B's. No. 200 and 201.

The Private Secretary of the Governor transmitted a Message from the Governor.

Mr. Jones, Chairman of the Investigating Committee on the part of the House, presented the report of the Joint Committee.

On motion of Mr. Jones

Consideration of the report of the Investigating Committee was made a special order for 7:30 P. M.

The Speaker appointed
Vankirk, Malley and Clark

As members of the second Conference Committee to consider
H. B. No. 26.

C. B. No. 99 was read third time and a vote taken on its final
passage, which resulted in the bill being passed with 16 ayes and
8 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Duffy, Hadley, Hartshorn, Jones, Koch,
McElrath, Merten, Olmsted, Stevens, Vankirk, Wails, Wilkins and
Wood.

Those voting in the negative were:

Combs, Hay, Holliday, Malley, Sherer, Smith, Williamson and
Mr. Speaker.

Mr. Doyle moved

That the vote by which C. B. No. 99 was ordered engrossed be
reconsidered.

The motion was lost.

Message from the Governor.

The Governor transmitted the information through his Private
Secretary that he had approved

H. B. No. 13

And had placed the same on file in the office of the Secretary of
the Territory.

On motion of Mr. Wails

The House resolved itself into a Committee of the Whole for
the purpose of considering

H. B. No. 218, and other bills, with Mr. Stevens in the Chair.

Mr. Stevens, Chairman of the Committee of the Whole, reported
that the Committee of the Whole had considered

H. B. No. 218, and recommended that it do pass as amended.

On motion of Mr. Stevens

The report of the Committee was adopted.

Message from the Council.

The Messenger from the Council transmitted the information
that the President of the Council had signed.

House Substitute for C. B. No. 159, C. B's. No. 78 and 84.

That the Council had adopted the Conference report on

C. B. No. 44,

Also transmitted C. B. No. 185, which had passed the Council.

And H. B. No. 192, which had passed the Council with amend-
ments,

Also the information that the Council had concurred in House
amendments to C. B. No. 99.

Message from the Council.

The Messenger from the Council transmitted the information that the Governor had vetoed

C. B. No. 2 and returned the same to the Council.

H. B. No. 218 was read third time, and a vote taken on its final passage, which resulted in the bill being passed with 18 ayes and 4 nays.

Those voting in the affirmative were:

Combs, Doyle, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Vankirk, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Duffy, Hadley, Smith and Thomas.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 201

And placed the same on file in the office of the Secretary of the Territory.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had passed

C. B. No. 2, although the same had failed to receive the sanction of the Governor, the bill with the Governor's objections being attached to the communication.

A vote was taken on the question to pass

C. B. No. 2 over the veto of the Governor which resulted in the bill being lost with 14 ayes and 8 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hay, Koch, Malley, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk and Wails.

Those voting in the negative were:

Hartshorn, Holliday, Jones, Merten, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones the vote by which

C. B. No. 2 failed to pass the House was reconsidered.

Mr. Sherer, Mr. Bellamy and Mr. Thacker, of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B's. No. 167, 181, 185, C. B's. No. 84 and 159 and C. B. No. 78 enrolled, and found the same to be correct.

The Council amendments to H. B. No. 192 were read and a vote taken on the question to concur which resulted in the House concurring in the Council amendments with 20 ayes and 1 nay.

Those voting in the affirmative were:

Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Combs.

Mr. Hartshorn, Chairman of the Conference Committee to consider

C. B. No. 44, reported that the Conference Committee of the two Houses recommended that Section 2 of said bill be stricken out.

A vote was taken on the question to adopt the report of the Conference Committee on

C. B. No. 44, which resulted in the report being rejected with 7 ayes and 14 nays.

Those voting in the affirmative were:

Combs, Hartshorn, Holliday, Koch, Merten, Williamson and Wood.

Those voting in the negative were:

Doyle, Duffy, Hadley, Hay, Jones, Malley, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wilkins and Mr. Speaker.

The Speaker appointed

Holliday, Combs and Wilkins

As members of the second Conference Committee to consider C. B. No. 44.

The Speaker signed

C. B's. No. 78, 84 and 159.

C. B. No. 185 was read first time, and by unanimous consent was read second time and referred to the Sifting Committee.

On motion of Mr. Jones

The House adjourned until 7:30 P. M.

EVENING SESSION.

The House was called to order at 7:30 P. M., with the Speaker in the Chair.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B. No. 74 enrolled, and found the same to be correct.

The report of the Joint Investigating Committee, appointed to examine into and investigate the offices and accounts of the various Territorial officers, which report had been made a special order for 7:30 P. M., was taken up and read, and is as follows:

Guthrie, Oklahoma Territory, March 9, 1899.

Mr. Speaker: Your Committee appointed under the provisions of Council Concurrent Resolution No. 4, authorized to investigate into certain departmental and fiscal affairs of the Territory of Oklahoma, have had under consideration the various subjects and matters suggested in said resolution and they submit herewith all the testimony and evidence taken by them, together with the following summary and findings therefrom:

First, as to the entering into contracts on behalf of the Territory in excess of appropriations made for the purposes claimed to be effectuated by the contracts and particularly into the letting of a contract for the erection of the building for the Northwestern Normal School at Alva.

Your Committee have investigated the letting of two contracts besides that for the Alva Normal School which are in excess of any appropriation or provision of law, and which we deem entirely unauthorized by existing statute. These are the contracts entered into by the Governor of the Territory for the care and education of the deaf and dumb and the contract for the care and education of the blind. These contracts are each made for a period of five years and at an annual compensation of two hundred and seventy-five dollars for each person educated and cared for. The provision of the statute authorizing the entering into these contracts and the only provision therefor, is found in Chapter 16, of the Session Laws of 1897 and reads as follows: "The Governor shall have power under this act to contract for the care and education of the deaf, dumb and blind of the Territory of Oklahoma by parties within the Territory of Oklahoma out of the funds as may be provided for that purpose."

The latter phrase of this grant of authority we understand to be a definite limitation upon the authority to contract, and limits the amount that may be contracted to be expended to the funds provided for the purpose.

The funds and the only funds provided for the purpose are provided by Article 11 of Chapter 32, of the Session Laws of 1897 and consist of a one-twentieth of a mill levy upon all the taxable property of the Territory for each purpose. At the time of entering into the contract for the education of the deaf and dumb which contract originally included also the education of the blind, the total assessed valuation was \$32,034.752; and at the time of entering into the contract for the education of the blind the total valuation was 40,623,816 dollars. This provision of funds was, of course, wholly insufficient to accomplish the object for which they were designated and may, therefore, offer some excuse for the usurpation of authority to make the contracts actually entered into at

least so far as the contract for the deaf and dumb is concerned, because at the time of the entering into that contract, there was great necessity therefor. But the only contract authorized by the law would be one not based upon the per capita payment, but one based upon caring for all of the deaf and dumb of the Territory of Oklahoma out of the funds provided by the levy made. But this contract would necessarily be limited, in our judgment, to a temporary arrangement for the reason that these funds could only be provided annually, and when the provision authorizing this contract is compared with the provisions of the same statute authorizing a contract for the care of the insane, it becomes evident that the legislature of 1897 contemplated only a temporary arrangement in caring for the deaf and dumb, for that specially provided that a contract for the insane may be made for a period of three years, while the contract for the deaf and dumb is for the expenditure of the funds as they may be provided. This contract for the education of the deaf and dumb has, so far as we have been able to determine, been probably carried out. Warrants have been drawn upon the Territorial treasury for sums largely in excess of the levy above referred to, and which clearly appears by the report of the Territorial Auditor as well as the Superintendent of the Deaf and Dumb school. There was no appropriation of any kind or character for the contract other than the levy above referred to. As to the contract for the care and education of the blind entered into five days prior to the convening of this Legislature, and for a period of five years, the same suggestion applies as to the contract for the care and education of the deaf and dumb, except that there did not seem to be, and does not to this Committee seem to be, any such necessity for exceeding the authority granted by law, as in the case of the contract for the care of the deaf and dumb. The contractor is awaiting the action of this legislature upon his contract has done nothing in pursuance thereof so far as carrying out its provisions are concerned. Too much cannot be said against the class of legislation under which these two contracts were made. Limitations upon authority are only gathered by the context, and the general power expressly conferred, and while there may be, and in our judgment is, the exercise of power by the Governor in entering into these contracts that the statutes does not authorize, yet the statute itself is so uncertain in its limitations, so careless in its phraseology as to afford at least a pretext for any officer desiring to carry out either what he may think the exigencies of the case demand, or what he may desire for any purely personal reasons.

As to the contract for the erection of the Northwestern Normal School at Alva, the appropriation for this purpose was for the

sum of three thousand dollars for the maintenance of said school, and five thousand dollars to be raised by the township of Alva, for the erection of the building. There is no other appropriation either direct or indirect for this institution. The provision of the statute is that "The said board of education shall advertise for plans and specifications for a suitable building for said Normal school with an estimate of the cost thereof, and upon the approval of the plans and specifications, the board of education shall advertise for bids for the construction of said building and by and with the advice and consent of the Governor of the Territory, shall contract for the construction thereof. The said building to be constructed under the supervision of a skilled architect who shall see that the said building is constructed in accordance with the said contract." This is further legislation of the same class heretofore condemned; except, that the limitations are here still more uncertain. Whether or not any contract on behalf of the Territory should be made in excess of a direct appropriation therefor, even though the statute may expressly authorize it, is a question of law that we do not care to discuss; but if any such contract may be entered into, then this contract is authorized by law, although in our judgment not in the contemplation of the legislature enacting the statute; that is, providing the building actually contracted for and constructed is a "suitable" building and to this we cannot yield our assent. The building is situated in a sparsely settled country and a country, too, whose development is not rapid and where the surrounding conditions will not probably for very many years develop a population which will fill the capacity of the institution actually contracted for. The evidence upon this proposition shows that while there are a considerable number of students in attendance upon the Northwestern Normal school, that their average age is such as does not indicate that they are in fact normal students, but that the institution is really a public school of little more than high school grade. The building actually constructed will cost under the contract for the construction of the building itself, eight-six thousand, eighteen dollars, a sum so vastly out of proportion to the cost of the institutions in the more thickly settled portions of the Territory as to raise at least a suspicion of good faith of the contracting parties; and to have entered into a contract for the construction of this expensive building when it was known to the board at the time of making the contract that by reason of the contract being so vastly in excess of any provision made for its payment, that the cost of construction was increased by at least over twelve thousand dollars, would seem an additional reason why prudent men looking carefully to the financial interests of the Territory, as well as to the demands and neces-

sities for the institution, would not have entered into such a contract. Bids by responsible parties for the construction of this institution, but based upon a cash consideration, were by the board rejected solely because they called for a cash consideration, and the bid actually accepted was for a sum of twelve thousand dollars more than any other bid, increasing thereby the cost of construction about one-sixth. It is therefore our conclusion that the building actually constructed or contracted to be constructed was not "suitable" when considered in connection with the provisions for the payment thereof, when considered in connection with the demands or necessities of the section sought to be accommodated thereby, when considered in connection with the other educational interests of the Territory, when considered in connection with the ability of the Territory to pay therefor, or when considered with the fact that there is at least a twelve thousand dollar absolute waste upon the investment, for which the Territory in fact gets no consideration; when by awaiting the action of subsequent legislatures, improvements could have been made to any building or additional appropriations made sufficient to make the building meet the demands of the future.

In regard to the conduct and management of the school land office your Committee, neither by itself or its expert, were able to form any definite conclusion further than that the management of the office is in the main in accordance with the requirements of the rules and seems to be regularly and accurately conducted. The important violation of the rules is that permitting the retention of the moneys received from the lessees by the Governor, as elsewhere cited. Your committee finds only one instance in which the office could not produce a voucher for any moneys paid out of the fund and that is in case of a check numbered 44, payable to H. S. Cunningham, five hundred dollars, dated August 13th, 1897. We find that the board keeps a record book in which what purports to be the minutes of the various meetings are recorded; yet these minutes have never in any instance been signed by any officer of the board, and there is not in any meeting the approval of any of the minutes of that or of any other meeting, so that it is impossible to determine from the record that the board ever recognized this book as containing a correct statement of its official acts.

Second. The employment of the Attorney General of this Territory by the School Land office and the payment to him of fees in the matter of services claimed to have been performed by him in collecting school land lessees' notes. The statutes of this Territory do not prevent the Attorney General of the Territory from taking any private business that may come to him as an attorney other than that implied by the office itself which always

requires that the officer's first duty is to the office and personal interests must be secondary. The Attorney General of the Territory was therefore, in our judgment, authorized to take any private business that might come to him as an attorney, and the only question then left to solve is whether or not the collection of school land lessees' notes are in any proper sense private business, or whether it was such business as it was his duty to attend to for the Territory. The duties of the Attorney General are prescribed by Art. 4 of Chap. 76, of the statutes of Oklahoma 1893, and make him, as the title of his office would indicate, the general attorney of the Territory, and it would therefore be his duty to generally attend to any matters in which the Territory was interested outside of the prosecution of such cases as are by law specifically committed to the various county attorneys. The Territory at large, being a party to all actions for the collection of the school land lessees' notes, and being a party in interest in every collection, in our judgment it was the duty of the Attorney General to have assisted in every way possible in the collection of these notes without any further compensation than his general salary. To be sure, the provisions of the Act of Congress providing for the Territory having control of the school lands, provides that the costs and expenses of collecting may be paid out of the funds derived from the leasing of the land, but do not in any way prescribe what these costs and expenses are, and in our judgment, there ought to be no costs and expenses made by any officer whose duties are prescribed by law, and whose salary is otherwise provided for. Otherwise, the Governor and each and every member of the school land lease board could justly claim that they are entitled to compensation out of these moneys and fix that compensation themselves. There certainly is no matter in which the Territory, as such, is more deeply interested than it is in the leases of the various public lands and that interest must be protected by public officers, and if duties in connection with the protection of that interest devolve upon officers whose salary is fixed by general statute, then there should be no cost and expense for them in connection with the management of the public lands, or in the collection of school land lessees' notes. We do not, therefore, believe that the school land board had any authority to contract with any private attorney, or with the Attorney General, for the collection of these notes, except in so far as that collection involved an expense to the Attorney General's office not contemplated by the general statutes of the Territory prescribing the duties of the Attorney General, and any such amount might properly be paid out of the school land funds.

It is proper to say that the evidence shows that the Attorney General took these notes in bulk, not simply down to the first of January preceding his contract, but such as were past due, down to a very short time prior to the contract, and that he was to receive as compensation for their collection, ten per cent upon the amount by him turned into the school land lease board, which amount was not the total amount collected from the lessees upon their notes, but the amount collected from the lessees on their notes less the commission of ten per cent by the lessees paid as a penalty for not paying their notes promptly at maturity. This ten per cent was in many cases collected and retained by local attorneys throughout the Territory as compensation for their services in enforcing the collection of the notes; the principal and interest upon the notes then by them remitted to the Attorney General or the school land lease board from which amount the Attorney General deducted his ten per cent for the collection. The evidence also shows that the total amount of these notes turned over to the Attorney General was over eighty thousand dollars, upon which notes he brought not to exceed two suits and that about five per cent of the total amount collected was sent direct to the secretary of the school land lease board upon which, however, the Attorney General was paid his ten per cent under the contract. That the total amount collected by the Attorney General was over thirty-five thousand dollars upon which he received commissions amounting to over thirty-five hundred dollars, up to November 30th, 1898, and a very considerable portion of which he claims to have expended for expenses in making the collections, sending out notices, etc.

The sixth specification of the investigation for your Committee has reference to the increase of the salary of the school land commissioner above the appropriation therefor. The evidence shows that there was an increase of the salary of the school land commissioner under the present board, and it also shows that under the regulations governing the leasing of public lands, the board employing the secretary, or as he is denominated in the resolution, the school land commissioner, has the authority to fix his compensation, and that is a matter which not having been considered by any former legislature, rested solely in the discretion of the school land lease board; and while the salary of twenty-five hundred dollars per annum is a very liberal one, we are not prepared to say it is so excessive as to indicate either favoritism or corruption, particularly as the evidence shows that there had been a large increase in the duties and requirements of the office at the time the increase was made.

The seventh specification in the resolutions refers to the amount of salary drawn by the Territorial Auditor in that capacity, and as Superintendent of Public Instruction, together with the fees and expenses received by him as a member of the Territorial Board of Education. So far as the investigation of the Committee indicates there has been no salary, fees or expenses drawn by the Territorial Auditor not authorized by law, except as to the fact that a portion thereof, as hereinafter specified, was paid by warrants in excess of appropriations. This is not saying that his compensation has not been excessive, and not probably what the last legislature intended that it should be; but if their intention is to be gathered from what they really enacted, we are of the opinion that the Auditor is entitled to every dollar he has drawn, and the blame, if any there be for the condition of affairs, must attach upon incompetent and defective legislation.

Your Committee has had no opportunity to examine into the fees and expenses of the Territorial Board of Education other than as they are indicated by the report of the Territorial Auditor, and by the report of the expert accountants, which is submitted herewith.

In regard to the eighth specification of the resolutions as to the issuance of warrants by the Territorial Auditor in excess of appropriations against which they were drawn, we call attention to the report of the expert accountants submitted herewith. First, we find a warrant for one hundred and eighty-six dollars and ninety-six cents drawn November 10th, 1898, against the deaf and dumb school fund which is entirely lacking the approval of the Governor. Besides this, a very considerable proportion of the warrants drawn for the maintenance of this school was distinctly in excess of any appropriation or any authority of law, as has been suggested under the first specification of the resolutions. We find that there have been drawn warrants for Territorial printing which for some unknown reason have been entirely omitted from the reports of the Auditor in regard to warrants—the warrants shown in "Exhibit A", attached to the report of the expert accountants and which warrants amount to \$11,515.00. It is claimed by the Auditor that the omission of these warrants from his report was due to the negligence of the printers. Directly upon the fact we have no evidence.

The management of the Territorial Library, from its foundation, is a source of regret to every citizen of Oklahoma who has its welfare at heart. The duties of the Librarian at present are performed by an assistant, at a compensation much less than the Librarian's salary, while he gives his attention, in a great measure, to private

interests. The evidence shows that he is generally, during some part of each day, and for some short time each day, at the Territorial Library, when he is in the city at all; that he manages the correspondence and the general direction of the Library, but that the real work of the Library, and the constant attendance thereon required of some person, is performed by an assistant, the office being therefore in a great measure a sinecure to the officer. Your Committee has not had time to investigate the accounts of the former Librarian. It would occupy in their present condition more time than any member or members of the legislature could devote thereto. It appears that the Librarian never turned over to the Territorial Treasury any sums of money on account of the sale of books or publications, but that in violation of law these funds were by him retained and paid out for the various purposes of the Library. This was done either with the direct or tacit consent of the Board of Directors of the Library, or at least of such of them as ever take any interest in the management of the Territorial Library, and particularly by the direction of the late Chief Justice Dale.

It seems to us that no portion of the Territory is more deeply interested in the Territorial Library than is the Supreme Court, which constitutes the Board of Directors of the Library, and yet there seems never to have been any interest taken by the Court in the control and management of this institution, which ought to be the pride of the Territory. They have never audited the accounts of the late Librarian; have never required of him any final settlement, although the evidence shows that he has offered to said Board of Directors to settle, but under such terms and conditions as to his accounts as made it incumbent upon the directors to practically make up the accounts for him. During his management of the Library hundreds of dollars worth of books were stolen therefrom, for which he is ready to settle, and claims that after such settlement there will still be due to him from the Territory a considerable sum of money. The Chief Justice of the Supreme Court upon this matter takes some issue with the late Librarian and thinks that there will be found due, upon the settlement of the accounts, some balance to the Territory. But it would seem impossible to exactly determine the condition of these accounts without a more definite idea of the number of books that came into the late Librarian's hands than it is possible to ascertain from any investigation your Committee has been able to make. The whole management of the Territorial Library, both on the part of the Board of Directors, and of the Librarian himself, has been unsatisfactory, and some of it absolutely in violation of law. There have been drawn warrants against the Library fund in the Territorial Treasury, or rather supposed to be in the Territorial Treasury, for a considerable amount

for the purchase of books, when there was no appropriation for the purpose, and no fund in existence out of which these warrants could be paid.

Obligations have been incurred by the purchase of books from the Bowen-Merril Law Book Company and from the West Publishing Company, and there is a dispute about the balances due upon each of these accounts.

Upon the eleventh specification of the resolution, as to payrolls connected with the Territorial institutions, your Committee has had no opportunity to take evidence.

Upon the twelfth specification in the resolution, as to the fees charged and received by the members of the Territorial Banking Board, there seems to have been no compensation claimed by any member of the Board other than the Secretary of the Territory, and those of the Bank Examiner, and upon neither of these questions has the Committee taken any evidence.

Upon the thirteenth specification in the resolutions, as to the letting of the contract on behalf of the Territory for the school text book supply, your Committee has had no time to take evidence.

As to the fourteenth specification of the resolutions, relative to the distribution of the rentals arising from Section 13 and the retention by the Governor of any sums of public money in his hands, we find by the report of the expert accountants that the Governor has divided the rentals arising from Section 13 as he himself saw proper, in so far as they have been divided at all; and it appears from these reports that of these funds \$4,000 have been paid upon the contract for the construction of the Northwestern Normal School, at Alva, constituting one-half of the total cash paid upon that contract. The Governor has retained of the various moneys coming into his hands from the school land lease board, sums of money, the exact amount of which must be ascertained from the report of the expert accountants examining the school land lease board's office. But the account of a portion of these funds deposited with the Capitol National Bank of Guthrie shows that he had on deposit in that institution balances for large sums of money, accurately detailed in the account submitted herewith.

Your Committee sought to ascertain whether or not the moneys deposited by the Governor out of the school land lease fund were used by him as a source of personal gain, and to this end subpoenaed the presidents of the banks in which the deposit was made. These banks both being National banks claimed that they were exempt from inquisition upon this subject. Your Committee reported the fact of their refusal to answer questions as to whether or not these institutions paid any interest to the Governor on his deposit of these

moneys to the Council which thereupon caused subpoenas to be issued to these gentlemen, Mr. George E. Billingsley and Mr. J. W. McNeal, but never took further action relative to securing the evidence, owing to the rush of legislative business occurring at the close of the session. These witnesses both refused before the Committee to give any information as to whether or not they paid to the Governor of the Territory any money as a compensation to him for the deposit of the public funds. The Governor himself was also subpoenaed to come before the Committee to give evidence upon this question, as well as upon other matters concerning which he alone had information, and he refused to obey the process of the Committee, it being apparent that it is the opinion of the executive department of this Territory that it is above law and not amenable to the regulations imposed by the legislature upon the citizenship of the Territory.

According to Rule 7 of the Board for leasing school lands the Secretary is required to turn over to the Territorial Treasurer on the first day of each month all moneys received from lands reserved for common schools, colleges and public buildings. And yet the Secretary of the Board did not so turn over these funds, but as the evidence shows, did turn the money over to the Governor who deposited them in the various banks from whom we have failed to get any information as to whether or not he received any compensation as above suggested.

The statements of the expert accountants show that the average balances in banks on the first day of each month, for twenty months, to the credit of the Governor out of this fund is \$54,057.94.

We may suggest that upon March 7th, in pursuance of an act of this legislature, the Governor has turned over to the Territorial treasury, the sum of \$37,375.02, derived from the lease of Section 13 and charged to the public building fund.

The National Bank Examiner, who had recently examined the two banks above referred to, was also subpoenaed before your Committee and inquired of concerning the payment by either of these National Banks of any sums of money as interest upon deposit of public funds, but this officer being clearly exempt from answering these questions, and he declining to do so without the direction of the Comptroller of the Currency, which your Committee was unable to secure, your Committee is wholly uninformed as to the amount of interest paid to the Governor of this Territory in consideration of the deposit of the public funds in either of these banks, if any such interest was paid.

The inferences and conclusions to be drawn from the refusal of these two gentlemen to testify can as well be made by the two

branches of the legislature, and by the people at large, as by your Committee.

In the fifteenth specification in the resolutions, as to the salary and compensation of the Attorney General, there was no need so far as we know of any investigation, further than the investigation of the relation of the Attorney General to the School Land Department, which has been fully set out heretofore. As to the character of the opinions and advice given by the Attorney General to the other Territorial officers concerning the fiscal affairs of the Territory the whole subject may be covered in a few words. Every opinion, so far as we have been able to find it, has favored the unlimited and unrestrained expenditure of public funds. Questions of doubt have uniformly been solved in favor of the loosening of the public purse strings and the exercise of powers by the various Territorial officers not specifically granted. It seems to be the studied effort of this department to find in the law some plausible excuse or defect to authorize the entering into contracts, the expenditure of public money and the assumption of official power by the executive and various departmental officers of the Territory, regardless of the evident intent of the legislature. This is illustrated by the opinions supporting the squandering of public money in connection with the staff officers in the Military Department; also supporting the entering into contracts for the care and education of the deaf, dumb and blind; for the construction of the Northwestern Normal School at Alva, and by the practice of his own office in drawing money from the Territorial Treasury for clerk hire upon vouchers made by himself, and upon warrants payable to himself and receipted for by himself, without a sub-voucher of any clerk actually entitled to compensation. This is a practice, too, not confined to the office of the Attorney General and one most reprehensible, as it affords no protection to the Territory for the proper expenditure of the various contingent funds, and in effect makes a re-appropriation for contingent expenses subject to the call of the officer himself.

As to the sixteenth specification in the resolutions your Committee has taken no evidence.

As to the seventeenth specification regarding the entering into contracts for the Territorial printing, and the payment of all moneys thereunder, we find that these contracts have been the source of the greatest possible frauds upon the Territory. The contracts themselves are for prices unreasonable and the claims made under the contracts have been largely in excess of even contract prices, and it would be absolutely impossible for your Committee to determine to what extent this fraud has been carried on.

We desire to call especial attention to the evidence of Mr Tingle, Mr. Quien and Mr. T. E. Everett, as well as other printing experts,

upon the value of public printing, as well as upon the question of the amount that could legitimately be charged under the contract. It seems that thousands of dollars have been unjustly taken from the Territorial Treasury for the printing of the reports of the various Territorial officers of two years since, together with the Governor's message and the legislative journals by charging compensation for work never done. Under the contract for printing the Council Journal the total that could be charged under the contract would be \$3,983.49; while a fair price for the job, put up as it is put up, would be \$2,500.00; while if put up in proper typographical form a good price would be \$1,700.

As to the House Journal the total amount of compensation that could be charged under the contract would be \$3,681.17, while a fair price for this job, set in the manner in which it is set, would be \$2,100.00; and put up in proper typographical form, the job should be done for \$1,550.00; and yet the sums actually charged are vastly in excess of the amount which we find could legitimately be charged under the contract. The portion of these two journals which was included in the various reports of the Territorial officers, and in the Governor's message, were not by the printer re-set for each of the three publications, but were run from the same form and the same type, yet the printers charge the Territory for setting this matter three times, once for each publication, thereby swindling the Territory out of thousands of dollars.

Into all of the minutiae of all the various jobs of printing that have been done for the Territory, your Committee has not had time to examine, but so far as your Committee has examined, and the extent of this is submitted in the evidence transmitted herewith, we have not found any single instance in which the contract was either just or reasonable, nor in which the price charged conformed to the contract, or which was not evidently done with a view of getting as much from the public treasury as it was possible to secure, either by imposing upon Territorial officers who were ignorant of the printing art, or by actual fraudulent verification of the claims.

We find that there have been warrants issued in payment for active military service for the years 1897 and 1898, the total sum of \$1794.19, almost all of which is wholly unauthorized by law, as salary for a detailed lieutenant acting as Adjutant General, and not in fact under military law being in active service.

We find there has been paid for a Deputy Auditor and clerk hire for the years 1897 and 1898, the total sum of \$3,485.00, there being no appropriation for the hire of a Deputy Auditor, except considered as a clerk. This would exceed the appropriation made for the years 1897 and 1898 by \$485.00, for which warrants have

been drawn for this purpose. It seems that there was no appropriation made for the years 1897 and 1898 for the salary of the Superintendent of Public Instruction, it being evidently the intent of the legislature to consolidate that office with the Territorial Auditor, for whom an appropriation was made of \$1800.00 per year, and yet the Territorial Superintendent for these two years draws from the Territorial treasury, by warrants numbered 2464 to 353 inclusive, \$2300.00, and the records of the Auditor's office show that this amount was drawn under the provisions of general section 5887 of the statutes of 1893, which makes no provision for the salary of the Territorial Superintendent but simply fixes the amount thereof. These warrants therefore, are for their full amount in excess of any appropriation or setting aside of the public funds for their payment.

MILITARY AFFAIRS.

The Committee made a searching and exhaustive investigation into the management of military affairs of the Territory and find that gross extravagance and great fraud have been committed in the Adjutant General's and Quartermaster General's office.

A large number of witnesses were examined and also the military vouchers and records in the Auditor's office, and reports and boards of survey in the Adjutant General's office.

The evidence shows that during the incumbency of Phil. C. Rosenbaum as Quartermaster General and later as Adjutant General that vouchers were presented by him and warrants issued and paid for large sums in excess of the appropriations. Many of these vouchers were for postage, stationery, office furniture, carpets, drayage, hardware, repairs and salaries, far in excess of the wants of the service, and without authority of law. Enough postage and stationery were paid for, according to the vouchers, to run nearly the whole administration. Desks, office furniture, carpets and wire screens were furnished sufficient for several offices.

Undisputable evidence of forgery was found, and vouchers were examined that had been altered and raised, evidently after approval by the Governor. By law all vouchers require the approval of the Governor as commander-in-chief, and many of those presented evidently contained forgeries of the Governor's name, and some were not signed by the Governor at all.

Vouchers for the payment of salary to Bert C. Orner, as acting adjutant general, at the rate of \$116.66 per month, were paid by the Auditor without any authority of law. All vouchers for services are required by law to be approved and signed by what is called the Auditing Board, consisting of the Governor, Treasurer and

Secretary. At first these vouchers were approved by Governor Barnes, Treasurer Thompson and Secretary Jenkins, but since July 1898 the name of Secretary Jenkins does not appear on them, he having declined to sign them, believing they were issued unlawfully; yet, notwithstanding this, the Auditor continued to pay these vouchers, well knowing they were illegally issued and having had abundant evidence of the fact from competent legal and military authority.

The military stores used by the National Guard are the property of the United States, and are simply loaned to the Territory for the use of the troops. The evidence shows that much of this property was loaned out by Rosenbaum and used personally by the officials, clerks and others about the Territorial offices. In fact, boards of survey show that military equipments were loaned by Rosenbaum to liverymen in Guthrie, in return for which he received carriage hire; that some of this property so loaned, was stolen and some destroyed by fire by the burning of a livery barn. That military uniforms and cloth were sold, and that for uniforms lost by members of the National Guard, Rosenbaum made them pay him money for which he did not account, and all of which was contrary to law. Rosenbaum, as well as other officers of the National Guard, had to give bond for the safe keeping of this property; yet boards of survey show that hundreds of dollars worth of military stores were lost, stolen or misappropriated while in his charge, and that the boards found him responsible for much of their loss, yet on one of these reports appears the following endorsement by Governor Barnes, viz:

"I have carefully examined the foregoing report, together with the evidence submitted therewith, also the affidavits and exhibits referred to.

I commend the board for its careful examination into this matter, and the clear and conscientious report made by it. But the circumstances are such that I deem any further attempt to place responsibility useless and any expense to determine it in the courts unjustifiable because no recovery could be made. I therefore direct that Rosenbaum be relieved from any further responsibility and that the articles be dropped from the rolls.

Dec. 31, 1898.

C. M. BARNES, Governor."

This board was not called, however, until after Rosenbaum had resigned and been discharged, and his bond being surrendered and cancelled.

One D. B. Arrell, formerly Captain of Company "A" of the National Guard, was paid for ten days' services at the rate of \$2.00 per day, for taking an inventory of the property of his Company,

consisting of between thirty and forty rifles and equipments, and the same number of uniforms for the men, a duty that belonged to him alone and for which he should not have received any compensation, whatever, and which could have been performed in less than an hour had the stores been properly cared for.

Many similar vouchers for unnecessary and unlawful services were allowed.

The evidence shows that nearly all of these expenditures were made by direction of the Governor, and in accordance with the advice of Attorney General Cunningham.

The Territory has been defrauded of thousands of dollars in this way, and yet the same methods are pursued from month to month under the present Acting Adjutant General, who draws from the Territorial treasury the sum of one hundred and sixteen dollars and sixty-six cents as salary each month, under an executive order issued by Governor Barnes, in plain defiance of law.

This systematic robbery of the Territory has existed not only under the administration of Governor Barnes, but under that of his predecessor, but no determined effort appears to have been made to stop the same.

During the investigation Rosenbaum appeared before the Committee and was examined at some length. His evidence, however, was very unsatisfactory and he could give no explanation of the irregularities referred to; his memory was very defective and he regarded the transactions as "ancient history" although most of them occurred during the period while he was Adjutant General, from July 1897 to March 1898. He was asked in regard to forged vouchers—vouchers that had been altered and raised—but disclaimed any knowledge of the same. He then was requested to examine the vouchers indicated, in the office of the Auditor, and to appear before the Committee again the next day, which he failed to do.

Much testimony was submitted to the Committee which it was unable to examine owing to the limited time allowed for the work, and Governor Barnes was subpoenaed but failed to respond.

We find that there was appropriated for the care of the insane for the years 1897 and 1898 under the contract of the Territory with the Oklahoma Sanitarium Company the sum of \$61,000.00, and there have been issued warrants for that purpose in the sum of \$11,074.81 in excess of the appropriation, but that by reason of a defective provision of Chapter 16, of the Session Laws of 1897, these warrants were not only authorized but required to be issued quarterly.

The Committee has taken evidence upon some other propositions of a general character, as, for instance, showing that some of the quarantine inspectors have received bribes in consideration of their passing cattle across the quarantine line, and also some evidence was taken relative to the report current that the Governor of the Territory had received some consideration for commissions issued to certain individuals as officers of the volunteers raised in this Territory during the late war. The evidence upon this latter matter was direct and positive that no sum or sums of money had been paid to the Governor in consideration of any such commissions, but that a sum not at all excessive for the purpose had been paid to him for his expenses to Washington to secure the apportionment of the battalion of volunteers to this Territory, under the call for troops.

Your Committee request the examination of the evidence upon which our findings are based, as showing in detail the facts which cannot in the limited time at our disposal be completely set out in this report.

Respectfully submitted,

C. G. JONES,

Chairman House Committee,

J. C. WILLIAMSON,

W. C. STEVENS.

A. J. BIDDISON,

Chairman of Council Committee.

SIDNEY CLARKE,

SUPPLEMENTAL REPORT BY SIDNEY CLARKE.

The undersigned, while concurring with the majority of the Committee in the general statements contained in the foregoing report, submits to the Legislative Assembly the following specific conclusions, based upon the evidence herewith submitted:

1. That the contract for the erection of the Normal School building at Alva was a flagrant violation of law, a gross usurpation of power on the part of the Governor and the Board of Regents, and that no legal or moral obligation is imposed upon the Territory to pay for the construction of the said building.

2. That the action of the Governor in turning over to Attorney General Cunningham nearly \$100,000 of the notes of the school land lessees for collection, with a verbal agreement only whereby ten per cent of the school fund was diverted without any legitimate reason into the pocket of the said Attorney General was scarcely less than scandalous and dishonest. The evidence upon this question shows that only two suits were necessary to collect notes, while the remaining collections were made in the same manner as made by the clerk of the School Land Board without any extra cost.

3. That the refusal of George Billingsly, President of the Capitol National Bank, to answer the question of the Committee as to

whether or not the said bank was paying, or had paid, any interest or compensation to Governor Barnes or to any Territorial officer, upon the deposit of the school land money and other public funds, and the refusal of Governor Barnes to appear before the Committee in answer to a proper subpoena, to deny the charge that he had received compensation or interest because of the deposit of said fund in his name, and that said interest or compensation has been credited to the credit of his private account, leaves the Governor in a position unworthy the character of an honest official, and demanding the prompt investigation and action of the President of the United States. The undersigned, therefore, recommends that all the testimony taken before the Investigating Committee, together with the reports thereon, be submitted to the President, by the joint action of the President of the Council and the Speaker of the House of Representatives.

SIDNEY CLARKE.

DISSENT OF MR. STEVENS.

Not being able to agree with the Committee as to some features embodied in the general report, although concurring therein in the main, with the utmost respect for the Committee and each individual member thereof, I desire to express my dissent in the following matters, to-wit:

First. I cannot agree with the Committee that the power of the Governor in making contracts for the deaf, dumb and blind is limited by the act of 1897, as claimed, but adhere to the views expressed in my sub-committee report upon that subject now on file with the chairman; and further say that there is an express limitation imposed by the section referred to in making contracts for the insane, and this limitation is removed from that part that applies to the deaf, dumb and blind, while the limitation of the act of 1895 is entirely omitted.

Second. I do not agree with the conclusions of the Committee that it is any part of the duty of the Attorney General to collect the school land lease notes, although it might become his duty to appear and prosecute any suit in the courts of the Territory relating to that subject. The compensation claimed and received by the Attorney General is in excess of the usual charge, and his claims for the collection of notes containing the ten per cent penalty clause, should not, in my judgment, have been allowed. According to the testimony of the Attorney General before the Committee the greater portion of the \$80,000 of notes turned over contained this provision.

Third. I cannot wholly concur in the report upon the Military Department, although the findings as to the management under the

administration of Rosenbaum are justified by the evidence. The findings are not complete in that they do not show that upon the discovery of the malfeasance of Phil C. Rosenbaum that he was suspended by Governor Barnes, and his resignation required; that there has been much improvement in the matter of expenditure for the Military Department proper. However, I do not agree to the claim that any actual necessity existed for the detailing of a Second Lieutenant to act as Adjutant General at the very large salary now received.

Very respectfully,

W. C. STEVENS.

Mr. Merten, Speaker pro tem, took the Chair.

Mr. Jones moved

That further consideration of the report be laid over until tomorrow morning.

Mr. Ballard moved

As a substitute that the further consideration of the report be indefinitely postponed.

The substitute was lost and the original motion prevailed.

Mr. Wails moved

That the House resolve itself into a Committee of the Whole for the purpose of considering C. B. No. 215.

Mr. Speaker moved as a substitute

That the House resolve itself into a Committee of the Whole for the purpose of considering bills on the Calendar in the order reported by the Sifting Committee.

The substitute was lost.

Mr. Speaker moved to adjourn.

A vote was taken on the motion to adjourn, which resulted in the motion being lost with 8 ayes and 11 nays.

Those voting in the affirmative were:

Ballard, Holliday, Koch, McElrath, Merten, Thomas, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Duffy, Hadley, Jones, Malley, Olmsted, Sherer, Stevens, Wails and Williamson.

The original motion prevailed and the House resolved itself into a Committee of the Whole for the purpose of considering C. B. No. 215, with Mr. Ballard in the Chair.

The Speaker took the Chair.

On motion of Mr. Doyle

The House adjourned.

C. M. KEIGER, Chief Clerk.

Approved:

THOS. R. REID, Speaker.

Sixtieth Day.

Guthrie, Oklahoma Territory.

Friday, March 10, 1899.

MORNING SESSION.

The House was called to order at 9 A. M., with the Speaker in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except McElrath, who had been excused by the Speaker.

Robert McElrath, page, being absent,

Guy Keiger was appointed to fill the vacancy.

The ournal of the Fifty-ninth Day was read.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B. No. 119 and Substitute for H. B. No. 24 and found the same to be correct.

C. B. No. 207 (Substitute) was read first time and by unanimous consent was read second time and referred to the Sifting Committee.

On motion of Mr. Wails

The House resolved itself into a Committee of the Whole for for the purpose of considering

C. B. No. 215, and bills on the Calendar, with Mr. Jones in the Chair.

The Speaker took the Chair.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had appointed

Councilors Gandy, Garrison and Biddison

As members of a Conference Committee to consider

C. B. No. 44.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B's. No. 167, 24, 181, 119, and 74; and transmitted said bills.

The Messenger from the Council transmitted the information

that the Council had appointed as Conference Committee on H. B. No. 26,

Councilors Garrison, Huston and Thacker.

The Speaker signed

H. B's. No. 119, 24, 167, 185, 181 and 74.

Mr. Vankirk, Chairman of the Conference Committee on H. B. No. 26, reported that the Committee recommended:

That the Council insist on their amendments to Sections 1, 2, 14, 15, 19, 23 and 29, and recede from their amendments to Sections 3, 5, 6, 10, 11, 13, 16, 17, 22, 24, 27 and 28, and amend Section 12.

On the question of adopting the report of the Conference Committee a call of the House was demanded, which showed Duffy, Thomas and Hartshorn to be absent.

On motion of Mr. Ballard

Further call of the House was dispensed with.

A vote was taken on the question to adopt the report of the Conference Committee, which resulted in the report being adopted with 17 ayes and 6 nays.

Those voting in the affirmative were:

Clark, Hadley, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Smith and Wails.

By unanimous consent the title of

H. B. No. 26 was changed to read "Joint Committee Substitute" in place of bearing the name of Dr. Scott.

On motion of Mr. Wails

The House resolved itself into a Committee of the Whole for the purpose of considering

C. B. No. 215 and other bills with Mr. Stevens in the Chair.

Mr. Stevens, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's. No. 215, 40, 34, 125, 63, 158, H. B's. No. 179, 184, 212, C. B's. No. 185, 66, 220, 227 and H. B. No. 120, and recommended

That C. B. No. 215 do pass as amended,

That C. B. No. 40 do pass,

That C. B. No. 34 do pass,

That C. B. No. 125 be laid over,

That C. B. No. 63 do pass,

That C. B. No. 158 do pass as amended,

That H. B. No. 179 do pass,

That H. B. No. 184 do pass,

That H. B. No. 212 do pass,

That H. B. No. 185 do pass,
That H. B. No. 66 do pass,
That C. B. No. 220 do not pass,
That C. B. No. 227 do not pass,
That H. B. No. 120 be referred to the author.

On motion of Mr. Stevens

The report of the Committee was adopted.

C. B. No. 215 was read and

Mr. Merten moved

To amend so that an appropriation of \$5000 be made for the benefit of the Alva Normal.

A vote was taken on Mr. Merten's amendment which resulted in the amendment being adopted with 13 ayes and 10 nays.

Those voting in the affirmative were:

Ballard, Clark, Hadley, Hartshorn, Hay, Holliday, Koch, Malley, Merten, Wilkins, Williamson, Wood and Mr Speaker.

Those voting in the negative were:

Combs, Doyle, Jones, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk and Wails.

Mr. Clark moved

That the rules be suspended,

C. B. No. 215 be considered engrossed and placed on its third reading and final passage.

Mr. Doyle moved as a substitute

That C. B. No. 215 be tabled.

A vote was taken on Mr. Doyle's motion to table which resulted in the substitute being lost with 10 ayes and 14 nays.

Those voting in the affirmative were:

Ballard, Clark, Doyle, Jones, Olmsted, Sherer, Smith, Thomas, Vankirk and Wails.

Those voting in the negative were:

Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Koch, Malley, Merten, Stevens, Wilkins, Williamson, Wood and Mr. Speaker.

A vote was taken on the motion of Clark to suspend the rules which resulted in the motion being lost with 14 ayes and 10 nays.

Those voting in the affirmative were:

Clark, Hartshorn, Hay, Holliday, Koch, Malley, Merten, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Combs, Doyle, Duffy, Hadley, Jones, Olmsted, Sherer, Smith and Wails.

Mr. Merten moved

That the amendments to C. B. No. 215 be ordered engrossed.

A vote was taken which resulted in the motion to engross

C. B. No. 215 being carried with 13 ayes and 10 nays.

Those voting in the affirmative were:

Ballard, Hadley, Hartshorn, Hay, Holliday, Koch, Malley, Merten, Stevens, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Duffy, Jones, Olmsted, Sherer, Smith, Thomas, Vankirk, and Wails.

On motion of Mr. Doyle

The House adjourned.

AFTERNOON SESSION.

The House was called to order at 2 P. M., with the Speaker in the Chair.

Mr. Malley moved

That the vote by which C. B. No. 215 was ordered engrossed be reconsidered, and a vote was taken which resulted in the motion being carried with 13 ayes and 8 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Jones, Koch, Malley, Olmsted, Smith, Stevens, Thomas, Vankirk and Wails.

Those voting in the negative were:

Hartshorn, Hay, Holliday, Merten, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Malley moved

That the vote by which the amendment to C. B. No. 215 by Merten was adopted be reconsidered.

A vote was taken which resulted in the motion to reconsider being carried with 12 ayes and 11 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Jones, Malley, Olmsted, Smith, Stevens, Thomas, Vankirk, and Wails.

Those voting in the negative were:

Ballard, Hartshorn, Hay, Holliday, Koch, Merten, Sherer, Wilkins, Williamson, Wood and Mr. Speaker.

The Private Secretary of the Governor transmitted a message from the Governor.

Mr. Doyle moved

That that part of Section 2, C. B. No. 215 relating to the Alva Normal school be stricken out.

A vote was taken which resulted in the motion being carried with 12 ayes and 11 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Jones, Malley, Olmsted, Smith, Stevens, Thomas, Vankirk, and Wails.

Those voting in the negative were:

Ballard, Hartshorn, Hay, Holliday, Koch, Merten, Sherer, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Wails

C. B. No. 215 was ordered engrossed as amended.

On motion of Mr. Combs

C. B. No. 158 and H. B. No. 184 were ordered engrossed.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B. No. 99, H. B. No. 43 enrolled, and found the same to be correct.

Mr. Sherer, Chairman of the Committee on Engrossed Bills reported that his Committee had examined

H. B. No. 218 engrossed, and found the same to be correct.

On motion of Mr. Ballard,

The rules were suspended,

C. B. No. 66 was read third time and placed on its final passage

A vote was taken which resulted in the bill being passed with 18 ayes.

Those voting in the affirmative were:

Ballard, Clark, Duffy, Hadley, Hartshorn, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wood and Mr. Speaker.

Message from the Council.

The Messenger from the Council transmitted

C. B's. No. 27, 142 and 98, which had passed the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

C. B. No. 99 (Substitute) and

That the Council had adopted the report of the Conference Committee on

H. B. No. 26.

The Speaker signed

C. B. No. 99.

By unanimous consent the following bills were read first time and second time and referred to the Sifting Committee:

C. B's. No. 142, 98 and 27.

On motion of Mr. Ballard

The rules were suspended

C. B. No. 63

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 63 was read third time and a vote taken on its final

passage which resulted in the bill being passed with 20 ayes and 3 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Merten, Olmsted, Sherer, Smith, Stevens, Wails, Wilkins, Williamson and Mr. Speaker.

Those voting in the negative were:

Malley, Thomas and Wood.

On Motion of Mr. Stevens

The rules were suspended,

C. B. No. 40

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 40 was read third time and a vote taken on its final passage which resulted in the bill being passed with 22 ayes.

Those voting in the affirmative were:

Ballard, Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

The Governor transmitted a communication to the House from the Register and Receiver of the Land Office at Woodward, and enclosed a copy of a communication from the U. S. Land Commissioner relative to the selection of buildings and lands from the Fort Supply Military Reservation for the use of a Territorial Asylum.

The communication was placed on file.

On motion of Mr. Stevens

The rules were suspended,

C. B. No. 34

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 34 was read third time and a vote taken on its final passage which resulted in the bill being passed with 14 ayes, and 7 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hadley, Hay, Holliday, Jones, Koch, Malley, Olmsted, Sherer, Stevens, Thomas and Wood.

Those voting in the negative were:

Ballard, Hartshorn, Smith, Wails, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 185

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 185 was read third time and a vote taken on its final passage which resulted in the bill being passed with 21 ayes.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

Mr. Holliday, Chairman of the Conference Committee to consider

C. B. No. 44,

Reported that the Committee recommended that Section 2 be stricken out, and that the balance of said bill be adopted.

A vote was taken on the adoption of the report, which resulted in the report of the Committee being adopted with 14 ayes and 7 nays.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hay, Holliday, Jones, Koch, Merten, Olmsted, Stevens, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Doyle, Malley, Sherer, Smith, Thomas, Wails and Wilkins.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 43 which had been signed by the President of the Council.

The Speaker signed

H. B. No. 43.

On motion of Mr. Jones

The rules were suspended;

H. B. No. 179

Was considered engrossed, and placed on its third reading and final passage.

H. B. No. 179 was read third time and a vote taken on its final passage which resulted in the bill being passed with 18 ayes.

Those voting in the affirmative were:

Combs, Duffy, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

On motion of Mr. Jones

The House resolved itself into a Committee of the Whole for the purpose of considering bills on the Calendar, with Mr. Jones in the Chair.

Mr. Jones, Chairman of the Committee of the Whole, reported that the Committee of the Whole had considered

C. B's. No. 27, 142 and 98, and recommended

That C. B. No. 27 do pass,

That C. B. No. 142 do pass, and

That C. B. No. 98 do pass.

On motion of Mr. Jones

The report of the Committee was adopted.

On motion of Mr. Wails

The rules were suspended,

C. B. No. 98

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 98 was read third time and a vote taken on its final passage which resulted in the bill being passed with 19 ayes and 2 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Jones, Koch, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Hay and Holliday.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 27

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 27 was read third time and a vote taken on its final passage which resulted in the bill being lost with 10 ayes and 13 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Hay, Jones, Koch, Merten, Sherer, Stevens and Wood.

Those voting in the negative were:

Clark, Duffy, Hadley, Hartshorn, Holliday, Malley, Olmsted, Smith, Thomas, Wails, Wilkins, Williamson and Mr. Speaker.

On motion of Mr. Jones

The rules were suspended,

C. B. No. 142

Was considered engrossed, and placed on its third reading and final passage.

C. B. No. 142 was read third time and a vote taken on its final passage which resulted in the bill being passed with 22 ayes.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Smith, Stevens, Thomas, Wails, Wilkins, Williamson, Wood and Mr. Speaker.

The following resolution was introduced and read first time:

H. R. No. 29. Resolved, That the report and supplemental report of the Joint Investigating Committee, authorized to investigate into departmental and fiscal affairs of the Territory of Oklahoma, and the report of the expert accountants be transmitted by the Speaker of the House of Representatives to the President of the United States for his information. By Jones.

Mr. Jones moved

That the resolution be adopted.

A vote was taken which resulted in the resolution not being adopted with 7 ayes and 9 nays.

Those voting in the affirmative were:

Jones, Koch, Malley, Olmsted, Thomas, Vankirk and Wood.

Those voting in the negative were:

Ballard, Combs, Hartshorn, Holliday, Merten, Stevens, Wilkins, Williamson and Mr. Speaker.

The following resolution was introduced and read first time:

H. R. No. 30. Whereas, there has been furnished to each member of this House a copy of the laws by the courtesy of our Honorable Secretary, Hon. Wm. M. Jenkins; and

Whereas, that each member may have a souvenir of his membership of the Fifth Legislative Assembly, therefore be it

Resolved, that each member shall be entitled to take and keep said copies of the laws so furnished by the Secretary. By Doyle.

On motion of Mr. Doyle

The resolution was adopted.

Message from the Council.

The Messenger from the Council transmitted

Council Substitute for H. B. No. 218 which had passed the Council.

C. B. No. 2

Which had been made a special order for 3 P. M., was read and a vote taken on its final passage over the Governor's veto, which resulted in the bill being declared lost with 16 ayes and 8 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hay, Koch, Malley, Olmsted, Sherer, Smith, Stevens, Thomas, Vankirk, Wails, Williamson and Mr. Speaker.

Those voting in the negative were:

Ballard, Hadley, Hartshorn, Holliday, Jones, Merten, Wilkins, and Wood.

Mr. Doyle appealed from the decision of the Chair.

A vote was taken which resulted in the decision of the Chair not being sustained with 7 ayes and 16 nays.

Those voting in the affirmative were:

Ballard, Hadley, Hartshorn, Holliday, Smith, Wilkins and Wood

Those voting in the negative were:

Clark, Combs, Doyle, Duffy, Hay, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wails and Williamson.

Council Substitute for H. B. No. 218 was read.

Mr. Koch moved

That the House do not concur in

Council Substitute for H. B. No. 218.

The motion prevailed.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

C. B. No. 158 engrossed, and found the same to be correct.

C. B. No. 158 was read third time and a vote taken on its final passage, which resulted in the bill being passed with 16 ayes.

Those voting in the affirmative were:

Ballard, Combs, Duffy, Hadley, Hay, Koch, Malley, Merten, Smith, Stevens, Thomas, Wilkins, Williamson, Wood and Mr. Speaker.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 119 and H. B. No. 58.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had appointed as Conference Committee on H. B. No. 218,

Hutto, Winkler and Magness.

The Speaker appointed

Merten, Vankirk and Ballard

As Conferees on the part of the House to consider H. B. No. 218.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B. No. 192 enrolled, and found the same to be correct.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 195, and

H. B. No. 185,

And placed the same on file in the office of the Secretary of the Territory:

Message from the Council.

H.-21

The Messenger from the Council transmitted the information that the Council had concurred in the

House amendments to C. B. No. 158.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B. No. 192.

The Speaker signed

H. B. No. 192.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 200 and

H. B. No. 43 (Substitute)

And had placed the same on file in the office of the Secretary of the Territory.

On motion of Mr. Holliday

The House adjourned.

EVENING SESSION

The House was called to order at 7:30 P. M., with the Speaker in the Chair.

By unanimous consent Mr. Jones was permitted to change his vote from "no" to "aye" on the question to pass C. B. No. 2 over the veto of the Governor.

The Speaker stated that his ruling on the vote by which C. B. No. 2, vetoed by the Governor, was declared lost, was erroneous as it had been construed by both Houses of Congress that a two-thirds majority of those present carried the bill over the veto, therefore he declares C. B. No. 2 passed by the House, over the veto of the Governor.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined amendments to

C. B. No. 215, and H. B. No. 179, engrossed and found the same to be correct.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B's. No. 40 and 185 enrolled

And found the same to be correct.

On motion of Mr. Clark

C. B. No. 215

Was placed on its third reading and final passage.

C. B. No. 215 was read third time and a vote taken on its final passage which resulted in the bill being passed with 19 ayes.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Williamson, and Mr. Speaker.

Mr. Jones moved

That the report of the Investigating Committee be adopted.

Mr. Holliday moved as a substitute

That the report of the Investigating Committee be tabled.

The substitute was lost.

The original motion prevailed, and the report of the Investigating Committee was adopted.

The following resolution was introduced and read first time:

H. B. No. 31. Be it Resolved, by the House of Representatives of the Fifth Legislative Assembly of the Territory of Oklahoma:

That we, the members of said Assembly, do most heartily appreciate the Hon. Thos. R. Reid, Speaker of said House, for the fairness, impartiality and dispatch with which he has presided over the deliberations of this body, and heartily thank him for the uniform courtesies shown by him to its members. Doyle.

Mr. Doyle moved

That H. R. No. 31 be adopted by the House.

The Resolution was adopted unanimously by a rising vote.

The following resolution was introduced and read first time:

H. R. No. 32. Be it Resolved, by the House of Representatives of the Fifth Legislative Assembly of the Territory of Oklahoma:

That said House of Representatives most heartily thank the Sergeant-at-Arms, Hon. C. H. DeFord, the Chief Clerk, Hon. C. M. Keiger, Chief Enrolling and Engrossing Clerk, Hon. Thos. H. Soward, and their efficient force of deputies and assistants for the uniform courtesies shown to its members during the present session of the Legislature, and most heartily commend them, and each of them, for their painstaking proficiency, and punctuality in the discharge of the duties of their respective offices. By Wood.

On motion of Mr. Wood

The resolution was unanimously adopted.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 142

Which had been signed by the President of the Council;

Also C. B. No. 40 and C. B. No. 185,

Which had been signed by the President of the Council.

Also H. J. R. No. 6

Which had failed to pass the Council;

Also H. B. No. 54

Which had passed the Council.

The Messenger from the Council transmitted the information that the Council had refused to concur in House amendments to C. B. No. 215 and transmitted the bill.

The following resolution was introduced and read first time:

H. R. No. 33. Resolved, That the members of this House extend their thanks to the Territorial Administration and their several employees for the many favors and courtesies shown to the members of this House. Koch.

On motion of Mr. Koch

The resolution was unanimously adopted.

The following resolution was read:

H. R. No. 34. Be it Resolved, That the House of the Fifth Legislative Assembly tender its sincere gratitude to our Honorable Speaker pro tem, Mr. Merten, who, when presiding in the absence of the Speaker, has always been fair and conscientious in his rulings. Hadley.

On motion the resolution was adopted unanimously.

A vote was taken on the question to insist on House amendments to C. B. No. 215 which resulted in the House insisting on its amendments with 14 ayes, and 4 nays.

Those voting in the affirmative were:

Clark, Combs, Doyle, Hay, Holliday, Malley, Olmsted, Sherer, Stevens, Thomas, Vankirk, Wilkins, Wood and Mr. Speaker.

Those voting in the negative were:

Ballard, Duffy, Koch and Williamson.

The Speaker appointed

Clark, Hartshorn, and Wilkins,

As members of the Conference Committee on C. B. No. 215

The Speaker signed

C. B's. No. 142, 40 and 185.

The following resolution was introduced and read first time:

H. R. No. 35. Be it Resolved by the House of Representatives of the Fifth Legislative Assembly of the Territory of Oklahoma:

That the members of the House of Representatives appreciate the courtesies shown them by Miss Florence Hadley, Private Secretary to Speaker Thos. R. Reid, and thank her for the efficiency and dispatch with which she performed the duties assigned to her during the present session of the Legislative Assembly. By Merten.

On motion of Mr. Merten

The resolution was adopted unanimously.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 63

Which had been signed by the President of the Council.

Mr. Sherer, Chairman of the Committee on Engrossed Bills, reported that his Committee had examined

H. B. No. 184 engrossed,

And found the same to be correct.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 192,

And placed the same on file in the office of the Secretary of the Territory.

Message from the Council.

The Messenger from the Council transmitted

C. B. No. 34

Which had been signed by the President of the Council.

The Speaker signed

C. B. No. 34.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 171 and

C. B. No. 129

Which had passed the Council.

Also H. B. No. 72

Which had passed the Council with amendments,

Also H. B. No. 211 and

C. B. No. 114,

Which had passed the Council.

Also H. B. No. 73 and

H. B. No. 166

Which had passed the Council.

And C. B. No. 171

Which had passed the Council.

A vote was taken on the question to adopt the report of the Conference Committee on

H. B. No. 218,

Which resulted in the report being adopted with 16 ayes and 3 nays.

Those voting in the affirmative were:

Combs, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Doyle, Duffy and Hadley.

H. B. No. 72 was read as amended by the Council and a vote

taken on the question to concur which resulted in the amendments being adopted with 18 ayes and 2 nays.

Those voting in the affirmative were:

Ballard, Clark, Combs, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Doyle and Duffy.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had refused to adopt the Conference report on H. B. No. 218,

And asked for further Conference, and had appointed Biddison, Brett and Bellamy

As Conferees on the part of the Council.

The Messenger from the Council transmitted the information that the Council had adopted the Conference report on

C. B. No. 215

And transmitted the bill.

Also transmitted

H. B. No. 182

Which had passed the Council with amendments.

The Messenger from the Council transmitted

C. B. No. 98

Which had been signed by the President of the Council.

Mr. Clark, Chairman of the Conference Committee on the part of the House to consider

C. B. No. 215

Made the following recommendations:

"That the House insist on the first portion of its amendment to Section 1, with this modification: Strike out \$30,000.00 and insert \$35,000.00; that the House insist on the second part of its amendment to Section 1; that the House insist on its amendment to Section 2, except as to that portion of the same relating to the Alva Normal School, which shall read \$5,000 instead of \$7,500; and it is agreed that at the end of Section 2, the following words shall be added: 'Provided, That nothing in this Section shall be construed as a ratification of the contract under which the Northwestern Normal School Building was erected;' that the House insist on its amendments to Section 3."

A vote was taken on the question to adopt the report of the Conference Committee on

C. B. No. 215

Which resulted in the report not being adopted with 8 ayes, and 12 nays.

Those voting in the affirmative were:

Ballard, Hartshorn, Koch, Merten, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Clark, Combs, Doyle, Duffy, Hay, Holliday, Jones, Malley, Olmsted, Stevens, Thomas and Vankirk.

The Speaker appointed

Clark, Hartshorn and Wilkins

As members of the Conference Committee on the part of the House to consider

C. B. No. 215.

The Speaker appointed

Merten, Ballard and Vankirk

As members of the Conference Committee on the part of the House to consider

H. B. No. 218.

The Speaker signed

C. B. No. 98.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 181

And placed the same on file in the office of the Secretary of the Territory.

A vote was taken on the question to concur in the Council amendments to

H. B. No. 182

Which resulted in the amendments being concurred in with 18 ayes.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hadley, Hartshorn, Hay, Holliday, Jones, Koch, Malley, Merten, Olmsted, Stevens, Thomas, Williamson, Wood and Mr. Speaker.

A vote was taken on the question to concur in the Council amendments to

H. B. No. 73,

Which resulted in the amendments being concurred in with 15 ayes and 4 nays.

Those voting in the affirmative were:

Ballard, Combs, Doyle, Duffy, Hay, Jones, Koch, Malley, Merten, Sherer, Stevens, Thomas, Vankirk, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley, Holliday, Olmsted and Williamson.

Mr. Doyle moved

That as a mark of respect and good will to the widow of the late Dr. Scott, that this body present to her the chair and desk used by him while a member of the Fifth Legislative Assembly.

By unanimous consent Hon. A. C. Scott, son of the late Dr. Scott, addressed the body.

Mr. Doyle's motion was adopted unanimously by a rising vote.

Message from the Council.

The Messenger from the Council transmitted

H. B. No. 168

Which had passed the Council.

C. B. No. 114 was read first time.

Mr. Merten, Chairman of the second Conference Committee, to consider

H. B. No. 218

Reported that the Committee recommended that the bill do pass with the following amendments:

In Section 6 strike out "\$1,500.00" and insert "\$900.00" in lieu thereof; in Section 5 strike out "\$900.00" and insert in lieu thereof "\$700.00." At the end of Section 13 insert: "Provided that the Governor shall appoint three competent physicians to visit the insane asylum." In Section 14 strike out "\$20,000.00" and insert "\$25,000.00," in lieu thereof. That Section 20 be stricken out and in lieu thereof that \$1,500.00 be appropriated for codifying the laws and preparing the Journals of both Houses for publication. In Section 11, after the word "the" insert "salary and all" and strike out "five hundred" and insert in lieu thereof "one thousand." In Section 25 after "O. J. Drake, Janitor," strike out "fifty-four" and insert in lieu thereof "eighty-one;" after "G. H. Sprains, day watchman," strike out "\$240.00" and insert in lieu thereof "\$180.00."

That Section 26 be amended as follows: After the words "Harry N. Horner, assistant chief clerk," strike out "one hundred and eighty" and insert in lieu thereof "two hundred and forty," after the words "Grant Shoop, assistant chief clerk," strike out the words "one hundred and eighty," and insert in lieu thereof "two hundred and forty," after the words "Minnie Miller, Clerk Committee on Judiciary," strike out the words "two hundred and eighty" and insert in lieu thereof "two hundred and eight;" and also after the words "Angie Penny, Clerk Committee on Private Corporations," strike out the words "thirty-nine" and insert the word "eighty;" after "Charles Seeley, second assistant chief clerk," strike out "\$180.00" and insert "\$240.00;" after W. J. Riggs," strike out "\$180.00" and insert "\$240.00;" after the name "Cliff D. Scott," strike out "\$159.00" and insert "\$172.00."

In Section 23 strike out "one thousand" and insert "seven hundred and fifty."

Strike out Section 18.

At the end of Section 12 insert the following: "Provided that any officer being a member of said boards shall receive no per diem."

Section 17 to be amended so that \$3,500.00 shall be appropriated to reimburse corporations and individuals for moneys expended on account of Oklahoma exhibit at the Omaha Exposition.

Section 15 to be amended so that Emory R. Buckner and T. F. Milliken shall be allowed \$50.00 each.

Section 27 be amended so that \$1,600.00 shall be appropriated for the use of the Oklahoma Historical Society.

Section 28 to add the following deficiency appropriations:

State Capital Printing Company, \$585.85.

Attorney General, \$585.63.

Daily Leader, \$863.82.

A vote was taken on the question to adopt the report of the Conference Committee on

H. B. No. 218

Which resulted in the report being adopted, with 15 ayes and 4 nays.

Those voting in the affirmative were:

Ballard, Clark, Hay, Holliday, Jones, Malley, Merten, Olmsted, Stevens, Thomas, Vankirk, Wilkins, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Combs, Doyle, Duffy and Hadley.

Mr. Clark, Chairman of the Conference Committee on the part of the House to consider

C. B. No. 215,

Reported that the Conference Committee recommended that the House amendments to

C. B. No. 215

Be adopted and the Council recede.

Mr. Jones moved

That the report of the Committee be adopted.

A vote was taken which resulted in the motion being carried with 15 ayes and 1 nay.

Those voting in the affirmative were:

Clark, Combs, Doyle, Duffy, Hay, Holliday, Jones, Malley, Merten, Olmsted, Stevens, Thomas, Williamson, Wood and Mr. Speaker.

Voting in the negative:

Hadley.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

C. B. No. 66 and

C. B. No. 158.

The Speaker signed

C. B. No. 66 and

C. B. No. 158.

C. B. No. 129 was read first time.

Mr. Doyle moved

That further consideration of

C. B. No. 129

Be indefinitely postponed.

A vote was taken on the motion to postpone which resulted in the motion being carried with 10 ayes and 4 nays.

Those voting in the affirmative were:

Combs, Doyle, Duffy, Hay, Malley, Thomas, Vankirk, Williamson, Wood and Mr. Speaker.

Those voting in the negative were:

Hadley, Merten, Olmsted, and Stevens.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

C. B. No. 44.

The Speaker signed

C. B. No. 44.

Message from the Council.

The Messenger from the Council transmitted the information that the Council had adopted the report of the Conference Committee on

H. B. No. 218.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B's. No. 26 and 54.

C. B. No. 171 was read.

On motion of Mr. Doyle

The enacting clause of

C. B. No. 171

Was ordered stricken out.

Mr. Sherer and Mr. Bellamy, Chairmen of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

C. B's. No. 44, 63, 142 and 34, and H. B's. No. 26 and 54, enrolled,

And found the same to be correct.

The Speaker signed

H. B. No. 54 and

H. B. No. 26.

Message from the Council.

The Messenger from the Council transmitted

H. B's. No. 206, 126, 180, and 197,

Which had passed the Council.

The Messenger from the Council transmitted

H. B's. No. 210, 165 and 60,

Which had passed the Council.

The Speaker signed

H. B. No. 210 and

H. B. No. 165.

Mr Holliday moved

That as a mark of respect to the Speaker of the House, that the House donate to him the chair he has so ably filled, and the gavel.

The motion prevailed unanimously by a rising vote.

The following resolution was introduced and read first time:

H. R. No. 36.

Whereas, The Representatives of the Press who have so patiently sat with us during this session and who have uniformly falsified our movements as Statesmen by stating and reiterating in their reports the good and needed laws that we were daily passing and who have honored us by having great speeches published and credited to us which were never even thought of, and have by said means secured the approval of our constituents and a welcome on our return; therefore be it

Resolved, That the members of the House of the Fifth Legislative Assembly hereby tender and express our thanks and undying gratitude to the press boys, singly and collectively, and as a further token of our appreciation and gratitude, we do hereby bequeath and demise to each and all the press boys the chairs furnished by the Sergeant-at-Arms. Mr. Doyle.

On motion of Mr. Doyle

The resolution was adopted unanimously.

Message from the Governor.

The Private Secretary of the Governor transmitted the information that the Governor had approved

H. B. No. 54,

H. B. No. 210, and

H. B. No. 165.

The Speaker signed

H. B's. No. 72, 166, 171, 182, 73, 180 and 126.

Mr. Ballard moved

That the Speaker appoint a Committee of three to act with a like Committee on the part of the Council to wait on the Governor to ascertain as to whether he had any further communications.

The motion prevailed.

The Speaker appointed

Ballard, Stevens and Wilkins

To act as said Committee.

Mr. Williamson, Acting Chairman of the Committee on Enrolled Bills, reported that his Committee had examined

H. B. No. 168 enrolled

And found the same to be correct.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B. No. 168.

The Speaker signed

H. B. No. 168.

Mr. Sherer, and Mr. Biddison, of the Joint Committee on Enrolled and Engrossed Bills, reported that their Committee had examined

H. B's. No. 211, 182, 73, 180, 126, 206 and 218, enrolled,

And found the same to be correct.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

C. B. No. 215,

H. B. No. 197 and

H. B. No. 206.

The Speaker signed

C. B. No. 215, and

H. B's. No. 197 and 206.

Message from the Council.

The Messenger from the Council transmitted the information that the President of the Council had signed

H. B. No. 218.

The Speaker signed

H. B. No. 218.

Message from the Council.

The Private Secretary of the Governor transmitted the following message from the Governor:

"I have the honor to inform you that I have approved H. B. No. 218, being 'An Act Making Appropriations,' etc.

"This bill includes an item of about ten thousand dollars for expenses of excessive clerk hire employed by this legislature which

is in effect practically the same bill which I had the honor to object to on the second of February last, and is a palpable and evident attempt to force the Executive's approval of a measure which is conceded to be unlawful in that it is inconsistent with the laws of the United States.

"Other objectionable items are included in this bill, but at this late hour to return this bill would result in a failure to provide for the expenses of the several branches of the Territorial Government and the support and management of the Territorial institutions and turn the insane and the convicts out of the asylum and penitentiary, and would result in much embarrassment and great damage to the good of the public service.

"I have therefore, felt compelled to approve the bill, notwithstanding the objectionable features therein contained, and the evident intent of the legislature to prevent independent action of a co-ordinate branch of the government."

Mr. Ballard, Chairman of the Committee to wait on the Governor, reported that the Governor had no further communications to impart to the Fifth Legislative Assembly.

On motion of Mr. Ballard

The House adjourned sine die.

C. M. KEIGER, Chief Clerk.

Approved

THOS. R. REID, Speaker.

Rules for the House.

RULE 1.

Rule 1. He shall take the chair every day precisely at the hour to which the House shall have adjourned; shall immediately call the members to order; and on the appearance of a quorum shall cause the journal of the preceding day to be read.

RULE 2.

Rule 2. He shall preserve order and decorum, and speak to "points of order" in preference to other members, rising from his seat for that purpose, and he shall decide questions of order subject to an appeal to the House by any one member.

RULE 3.

Rule 3. He shall rise to put a question, but may state it sitting.

RULE 4.

Rule 4. Questions shall be distinctly put in this form, to-wit: "As many as are in favor of (as the question may be) say Aye," and after the affirmative vote is expressed, "As many as are opposed say No." If the Speaker doubts, or a division be called for, the roll shall be called and the ayes and nays shall be recorded.

RULE 5.

Rule 5. The Speaker shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment. Provided, however, if the Speaker be absent or unable to act, the actions of the Speaker pro tem shall have the same validity as those of the Speaker of the House.

RULE 6.

Rule 6. All special committees shall be appointed by the Speaker unless otherwise especially directed by the House.

RULE 7.

Rule 7. In all cases of a call of the yeas and nays the Speaker shall vote; in other cases he shall not be required to vote, unless the House is equally divided, or unless his vote being given to the minority will make the division equal, and in case of such equal division the question shall be lost.

RULE 8.

Rule 8. All acts, addresses and joint resolutions shall be signed by the Speaker, and all writs, warrants and subpoenas issued by order of the House shall be under his hand and attested by the clerk.

RULE 9.

Rule 9. In case of any disturbance or disorderly conduct in the lobby the Speaker or Chairman of the Committee of the Whole House shall have the power to have the same cleared.

RULE 10.

Rule 10. The following shall be the order of business commencing at the morning session of each legislative day:

1. Prayer.
2. Calling the roll of members.
3. Reading and approval of the journal.
4. Business pending at the last previous adjournment.
5. Petitions to be offered.
6. Reports of Committees:
 - Ways and Means,
 - Judiciary,
 - Appropriations,
 - Education,
 - Railroad,
 - Private Corporations,
 - Other Committees.
7. Resolutions, petitions, memorials and other papers laid over under Rule 32 and 33.
8. Introduction of bills.
9. Resolutions.

10. Messages and communications on Speaker's table.
11. Second reading and reference of bills.
12. General order.
13. Bills on third reading.

RULE 11.

Rule 11. When any member is about to speak in debate or deliver any matter to the House, he shall rise from his seat and respectfully address himself to the presiding officer, saying: "Mr. Speaker," and shall not proceed until he shall be recognized by the chair, and shall confine himself to the question under debate, and shall avoid personalities.

RULE 12.

Rule 12. When any member, in speaking or otherwise, transgresses the Rules of the House, the Speaker shall, or any member may, call him to order, in which case the member so called to order shall immediately sit down, but may be permitted, with leave of the House, to explain, and the House shall, if appealed to, decide the case, but without debate; if there be no appeal the decision of the Chair shall be submitted to. If the decision be in favor of the member so called to order, he is at liberty to proceed; if the case requires it he shall be liable to the censure of the House.

RULE 13.

Rule 13. When two or more members happen to rise at once the Speaker shall designate the member entitled to speak.

RULE 14.

Rule 14. No member shall speak more than once on the same question without leave of the House, nor more than twice until every member wishing to speak shall have spoken. But in all cases the member in charge of a measure under consideration shall have ten minutes in which to close the discussion before the vote is taken.

RULE 15.

Rule 15. While the Speaker is putting any question or addressing the House no one shall walk out or across the House, nor when a member is speaking shall members entertain private discourse, nor while a member is speaking shall any one pass between him and the Chair.

RULE 16.

Rule 16. No member shall vote on any question in the event of which he is personally interested, nor in any case where he was not present when the question was put, unless the Speaker again states the question.

RULE 17.

Rule 17. Every member who shall be in the House when the question is put shall give his vote, unless the house for special reasons shall excuse him; but such member must ask to be excused before commencing to take a vote on the main question.

RULE 18.

Rule 18. When a motion is made and seconded it shall be stated by the Speaker, or, being in writing, it shall be passed to the desk and read aloud by the Clerk, before debate.

RULE 19.

Rule 19. Every motion except subsidiary or incidental motions shall be reduced to writing when the Speaker or any member desires it, but this exception shall not apply to motion to amend.

RULE 20.

Rule 20. All bills, resolutions, petitions, memorials or other papers shall be accompanied by the name of the member presenting the same, and also the number of the district he represents.

RULE 21.

Rule 21. After a motion is stated by the Speaker or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn by leave of the House.

RULE 22.

Rule 22. When a question is under debate no motion shall be received but to adjourn, to lie on the table, for the previous question, to postpone to a day certain, to commit or amend, to postpone indefinitely, which several motions shall have precedence in the order in which they are arranged, and no motion to postpone to a day certain, to commit or postpone indefinitely being decided shall

again be allowed on the same day and at the same stage of the bill or proposition. A motion to strike out the enacting clause of a bill shall have precedence of a motion to amend, and if carried shall be equivalent to its rejection.

RULE 23.

Rule 23. When a resolution shall be offered or a motion to refer to any subject, and different committees shall be proposed, the question shall be taken in the following order: The Committee of the Whole House, a Standing Committee, a Select Committee.

RULE 24.

Rule 24. A motion to adjourn shall always be in order, except when a member is speaking or the House voting.

RULE 25.

Rule 25. The previous question shall always be put in this form: "Shall the main question now be put?" It shall only be admitted when demanded by a majority of the members present, and its effect shall be to put an end to all debate and to bring the House to a direct vote upon amendments, and then upon the main question, except that the member in charge of the measure under consideration shall have ten minutes in which to close the discussion before the vote is taken. On a motion for the previous question and prior to seconding the same, a call of the house shall be in order, demanded by five members; but after a majority have seconded such motion no call shall be in order prior to the decision of the main question.

RULE 26.

Rule 26. Motion to lie on the table, to adjourn and for the previous questions shall be decided without debate.

RULE 27.

Rule 27. When a question is postponed indefinitely it shall not again be acted upon during the session.

RULE 28.

Rule 28. Any member may call for a division of the question, which shall be divided if it comprehends questions so distinct that one being taken away the rest may stand entire for the discussion

of the House; a motion to strike out being lost, shall preclude neither an amendment nor a motion to strike out and insert. A motion to strike out and insert shall be deemed indivisible.

RULE 29.

Rule 29. Motions and reports may be committed at the pleasure of the House.

RULE 30.

Rule 30. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

RULE 31.

Rule 31. When a motion shall have been once made or carried in the affirmative or negative, it shall be in order for any member voting on the prevailing side to move for the reconsideration thereof on the same or succeeding day, and such motion shall take precedence to all other questions except a motion to adjourn.

RULE 32.

Rule 32. Resolutions, petitions, memorials and other papers addressed to the House shall be presented by the Speaker or a member in his place. A brief statement of the contents thereof shall verbally be made by the introducer and shall not be debated or decided on the day of their being first read, unless where the House shall direct otherwise, but shall lie on the table to be taken up in the order they were read.

RULE 33.

Rule 33. A proposition requesting information from the Governor, Secretary or any other territorial officer shall lie on the table one day for consideration, unless otherwise ordered by unanimous consent of the House, and all such propositions shall be taken up for consideration in the order in which they were presented immediately after the reports are called for from the select committees, and when adopted the Clerk shall cause the same to be delivered.

RULE 34.

Rule 34. Any five members, if the Speaker be in the chair, shall be authorized to compel the attendance of absent members.

RULE 35.

Rule 35. Upon calls of the House, or in taking the yeas and nays on any question, the names of the members shall be called alphabetically, except that "Mr. Speaker" shall be called last.

RULE 36.

Rule 36. No member shall absent himself from the sessions of the House without leave, unless he be sick or unable to attend.

RULE 37.

Rule 37. Upon a call of the House the names of the members shall be called over by the Clerk and the absentees noted, after which the names of the absentees shall again be called over and the Sergeant-at-arms shall be directed by the Speaker to compel their attendance.

RULE 38.

Rule 38. No committee shall sit during the sitting of the House without special leave

RULE 39.

Rule 39. A majority of the members shall constitute a quorum, and upon demand of any one member the "yeas and nays" shall be ordered. The member demanding the "yeas and nays" shall arise for that purpose and his name shall be entered on the journal.

RULE 40.

Rule 40. The hour to which this House shall stand adjourned from day to day shall be nine o'clock a. m., and two o'clock p. m., unless otherwise ordered by the House.

RULE 41.

Rule 41. The standing committees shall be as follows:

1. Ways and Means, seven members.
2. Judiciary, seven members.
3. Criminal Jurisprudence, five members.
4. Appropriations, seven members.
5. Railroads, seven members.
6. Education, seven members.
7. Regulation of Liquor Traffic, five members.

8. Agriculture, five members.
9. Municipal Corporations, seven members.
10. Asylums and Public Charities, seven members.
11. Compensation of Public Officers, five members.
12. Insurance, five members.
13. Banks and Banking, five members.
14. Roads and Highways, five members.
15. Printing, seven members.
16. County and Townshin Organizations, seven members.
17. Penitentiary and Reformatory Institutions, seven members.
18. Public Lands, seven members.
19. Public Buildings, seven members.
20. Elections and Legislative Apportionments, seven members.
21. Military, three members.
22. Engrossed Bills, five members.
23. Rules, seven members.
24. Fish and Game, five members.
25. Manufactories and Home Industries.
26. Private Corporations, five members.
27. Quarantine, seven members.
28. Medical and Sanitary, five members.

ON BILLS.

RULE 42.

Rule 42. Every bill shall be read on three separate days, provided, however, that in case of emergency the House may by a two-thirds vote of the members present, and not less than a majority of all the members elected (entered on the journal), suspend the operation of this rule and at once pass the bill.

RULE 43.

Rule 43. The first reading of the bill shall be for information and if opposition be made to it the question is, "Shall this bill be rejected?"; if no opposition be made or if the question to reject be negatived the bill shall go to its second reading without a question.

RULE 44.

Rule 44. Upon a second reading of the bill the Speaker shall refer it to its appropriate committee, unless otherwise ordered by the House.

RULE 45.

Rule 45. After a bill has been committed and reported back it shall be still considered on its second reading, after the amendment of committee has been read.

RULE 46.

Rule 46. After the commitment and the report thereof to the House, or at any time before its passage, a bill may be re-committed.

RULE 47.

Rule 47. All bills to be engrossed shall be executed in a fair round hand.

RULE 48.

Rule 48. No amendment shall be received to any bill on its third reading, and no bill shall be placed upon its third reading without having been referred to the Committee of the Whole House, except as provided by Rule 42.

RULE 49.

Rule 49. When a bill shall pass it shall be certified by the Clerk, noting the day of its passage at the foot thereof.

RULE 50.

Rule 50. No standing rule or order of the House shall be rescinded or changed, without one day's notice being given of the motion therefor nor shall any rule be suspended except by a vote of at least a majority of the whole House, nor shall the order of business as established by the Rules of the House be postponed or changed except by a vote of at least a majority of the whole House.

RULE 51.

Rule 51. It shall be in order for the Committee on Enrolled Bills to report at any time.

RULE 52.

Rule 52. All bills, memorials or joint resolutions reported from any standing or select Committee, with the recommendation that they do pass shall be printed and a copy furnished each member of the House, unless otherwise ordered by the House.

RULE 53.

Rule 53. When any matter is referred to the standing Committee by a motion of any member, it shall be the duty of the Chairman of such Committee to notify such member of the time of the sitting, upon such matter referred, and such member shall be permitted to confer with such Committee during the consideration of such matter, but no one not a member of the Committee shall be present when the final vote is taken on any matter under consideration.

RULE 54.

Rule 54. No Committee shall retain possession of any bill longer than five days, except by consent of the House; but this shall not apply to the Committee on Appropriations.

RULE 55.

Rule 55. The rules of parliamentary practice, comprised in Robert's Rules of Order, shall govern the House in all cases where they are not inconsistent with standing rules of this House and the joint rules of both Houses, and not inconsistent with the Statutes of Oklahoma.

RULE 56.

Rule 56. Joint resolutions shall not be required to be framed or treated as a bill, but shall be subject to the rules pertaining to ordinary and concurrent resolutions.

RULE 57.

Rule 57. The Chairman of a Committee to which the bill is referred shall note thereon the date of its reference, and it shall be the duty of each Committee to report all bills in its hands within five days after the order or reference, unless longer time is granted by order of the House.

RULE 58.

Rule 58. A majority shall constitute a quorum of each standing Committee.

RULE 59.

Rule 59. When a Committee is called the Chairman of such Committee shall be considered as having the floor until the next Committee shall be called.

RULE 60.

Rule 60. No member or officer of the House shall be permitted to read newspapers within the bar of the House while the Journal is being read, nor shall any person be permitted to smoke on the floor of the House or in the galleries at any time during the session of the House.

RULE 61.

Rule 61. No one shall be admitted to the floor of the House except members and ex-members of both Houses of the Legislature, employees in the performance of their duties, officers of the Territorial Government and their families, Judges of the Supreme, District and Probate Courts and their families, the families of the members of the House, and any person upon the invitation of any member. Provided, also, that the authorized representatives of the press shall be admitted to the reporters' table.

RULE 62.

Rule 62. That the Clerk of the House shall provide and prepare a Calendar of all bills, showing the House and Council bills upon third reading, bills on second reading reported from Committees, bills in hand of Committees, together with date of reference, a copy of which Calendar shall be furnished each member upon the morning of each legislative day.

RULE 63.

Rule 63. When on order of business General Order is reached, the House shall go into Committee of the Whole upon the Calendar and consider the bills in their order, but no bill upon the Calendar shall be substituted for one under consideration.

ON COMMITTEE OF THE WHOLE HOUSE.**RULE 64.**

Rule 64. In forming Committee of the Whole House the Speaker shall leave his chair and the Chairman to preside in Committee shall be appointed by the Speaker.

RULE 65.

Rule 65. Upon bills committed to the Committee of the Whole House the bill shall be first read throughout by the Clerk or Chair-

man and then read again, or debated by clauses, leaving the preamble to be last considered. After report the bill shall be again subject to be debated and amended by clauses before a question to engross it be taken.

RULE 66.

Rule 66. All amendments made to an original motion in Committee shall be incorporated in a motion and so reported.

RULE 67.

Rule 67. All amendments made to a report committed to the Committee of the Whole House shall be noted and reported as in case of bills.

RULE 68.

Rule 68. In filling up blanks in a Committee of the Whole House, in the House, the largest sum, the longest time and the highest number shall be first put.

RULE 69.

Rule 69. The rules of the House shall be observed in Committee of the Whole House so far as they are applicable.

JOINT RULES.

RULE 1.

Rule 1. Each house shall, as soon as organized, report that fact to the other House; and the two Houses shall, by joint committee, inform the Governor that they are ready to receive any communication he may have to make.

RULE 2.

Rule 2. In joint convention of the two Houses the President of the Council shall preside.

RULE 3.

Rule 3. It shall be in the power of either House to amend any amendment made by the other, to any bill or resolution.

RULE 4.

Rule 4. Whenever either House shall amend a measure, and the other House shall refuse to concur in and adopt the amendment, the House which has adopted such amendment shall either insist on, or recede from the same. In case a motion to insist on the amendment be decided in the negative, such action shall be deemed a receding from the amendment, and so entered on the Journal of such House. In case the amendment is insisted upon, the House so insisting shall request a Committee of Conference on the subject of disagreement, and shall appoint a Committee therefor. The other House shall thereupon appoint such Committee. Unless another number is specified in said request, such Committee shall consist of three members from the House and three from the Council. They shall meet at a convenient time, to be agreed upon by their Chairmen, and having conferred freely, each shall report to its respective House the result of their conference. In case of agreement the report shall be first made, with the papers referred accompanying it, to the House which refused to concur and there acted upon; and such action shall be immediately reported by the Secretary or Clerk to the other House, the papers referred accompanying the message. In case of disagreement of Conference Committee the papers shall remain with the House which insisted on the amendment. The agreeing report of a Conference Committee shall be made, read and signed in duplicate by all the members of the Committee, or by a majority of those of each House, one of the duplicates being retained by the Committee of each House. Should either House disagree to the report of the Committee, such House shall appoint a second Committee and request a further conference, which shall be acceded to by the other House before adhering. The motion for a Committee of Conference and the report of such Committee shall be in order at any time. When both Houses shall have adhered to their disagreement, a bill or resolution is lost.

RULE 5.

Rule 5. When a message shall be sent from one House to the other, it shall be announced at the door of the House to which it is sent by the doorkeeper thereof, and shall be respectfully communicated to the Chair by the person by whom it is sent.

RULE 6.

Rule 6. All messages between the two Houses shall be communicated by the Chief Clerk through the Messenger or his assistants.

RULE 7.

Rule 7. When a bill shall have passed both Houses it shall be duly enrolled by the Enrolling Clerk of the House in which it originated, and the fact of its origin shall be certified by the endorsement of the Clerk thereof.

RULE 8.

Rule 8. When the bills are enrolled they shall be examined by the Committees on Enrolled and Engrossed Bills of the Council and House acting jointly, who shall carefully compare the enrollment with the engrossed bills as passed in the House, correct any errors therein, and make report forthwith to their respective Houses; which report shall be signed by the Chairman of said Committee from each House.

RULE 9.

Rule 9. After the report, each bill shall be signed, first by the Speaker of the House and then by the President of the Council in the presence of their respective Houses.

RULE 10.

Rule 10. After the bill shall have been thus signed in each House it shall be forthwith presented by said Committee to the Governor for his approval, and they shall forthwith report the day of presentation, which shall be entered upon the journal of the House in which the bill originated.

RULE 11.

Rule 11. All orders, resolutions, memorials, or other votes, which are to be presented to the Governor for his approval, shall be enrolled, examined, signed, and presented in the same manner as bills.

RULE 12.

Rule 12. When any bill, resolution or memorial, which shall have passed in one House, is rejected, or adopted in the other, notice of such action shall be given the House which passed the same. And each bill, resolution or memorial shall have properly endorsed thereon, at the time of transmission a statement, signed by the Clerk, of the action which has been taken thereon by the House transmitting the same, with the date thereof.

RULE 13.

Rule 13. When a bill, resolution or memorial shall have passed one House and is rejected in the other it shall not again be introduced during the session without five days' notice, and leave of a majority of all the members elected to the House in which it is sought to re-introduce that bill or resolution.

RULE 14.

Rule 14. Each House shall transmit to the other, with any bill resolution or memorial, all papers upon which the same shall be founded.

RULE 15.

Rule 15. When any report, bill or resolution shall be ordered printed, by either House, without stating the number, one hundred copies shall be printed for the use of both Houses, but when any bill or resolution which may have passed one House is ordered printed by the other, a greater number of copies shall not be printed than one hundred.

RULE 16.

Rule 16. It shall be the duty of the Chief Clerk of the House of Representatives, and the Clerk of the Council, when any document, except bills and resolutions, is ordered to be printed in their respective Houses, forthwith to communicate such order to the other House.

RULE 17.

Rule 17. In all elections in Joint Convention of the two Houses the names of all the members shall be arranged in alphabetical order, and they shall be called upon to vote in the order in which they stand arranged.

RULE 18.

Rule 18. It shall be the duty of the Committee on Claims in each House to keep a book of record in which shall be entered each claim for money against the Territory referred to them, whether presented in favor of private persons, or municipal or other corporations, entering therein the name of the claimant, the amount of the claim, and the grounds thereof, with a note of the evidence offered in support of the same, and the final conclusion of the Committee

thereon. At the close of the session, said book of record shall be deposited with the Auditor of the Territory, to be kept by him; and he shall provide an index, showing the name of the claimants recorded therein. At any subsequent session the same shall be delivered, when desired, to the like committee having jurisdiction of such claims, and shall always be open to the examination of said committee of either House.

RULE 19.

Rule 19. The Chief Clerk of the House and Chief Clerk of the Council shall endorse on every bill and joint or concurrent resolution, respectively, a brief history of such bill or resolution, introduced or coming into their respective Houses, showing when and by whom the bill was introduced, or when received, its several readings and references, when reported and the recommendation, the fact of amendment (if amended) its engrossment, final reading and disposition thereof, stating the number of ayes and the number of nays thereon. The Chief Clerk and Secretary shall respectively sign such history of the bill or resolution in his House, before he transmits the same to the other House.

RULE 20.

Rule 20. When amendments are made in one House to a bill or joint resolution originating in the other, or where amendments are made in one House to amendment made in the other, it shall require a vote of a majority of all the members elected to either House, on a call of ayes and nays, to adopt said amendment on its final passage.

RULE 21.

Rule 21. In joint convention of the two Houses the previous question shall be in the usual form, and when sustained by a majority of the members present, it shall cut off all debate or amendment, and bring the convention to a direct vote; but the vote shall be taken on all pending amendments in their order, until the main question is reached.

RULE 22.

Rule 22. When a bill proposes to amend any section, chapter, or act, the title shall read as follows: "An Act Relating to —, and Amendatory of Section —, of Chapter —, of the Statute of Oklahoma," filling the blanks with the proper subject, section and chapter.

RULE 23.

Rule 23. When a bill proposes to repeal any section, chapter, or act, and has no other object, the title shall be as follows: "An Act to Repeal Section —, Chapter —, of the Statutes of Oklahoma, Relating to —," filling the blanks with the proper subject, section or chapter.

RULE 24.

Rule 24. Bills that have passed one House and are up on their third reading in the other House shall have precedence over bills originating in that House.

RULE 25.

Rule 25. Whenever these rules are inapplicable, Roberts' Rules shall govern.

RULE 26.

Rule 26. These rules may be changed or suspended by concurrent resolution, on a vote of two-thirds of the members present in each House.

GEO. H. BRETT,

On the part of the Council.

C. G. JONES.

On the part of the House on Joint Rules.

MEMORIAL DAY FOR

HON. JOHN W. SCOTT

PROCEEDINGS OF HOUSE OF REPRESENTATIVES,
HELD ON AFTERNOON OF JANUARY 27,
1899, COMMENCING AT 2:00 P. M.

PRAYER, By Rev. Rankin.
SCRIPTURE READING, 90 PSALM, By Rev. Rankin.

Memorial Resolutions.

Hon. C. G. Jones offered the following resolution:

Resolved, That in the death of the Hon. John W. Scott, late Representative from the Seventh District, the Territory of Oklahoma has suffered an irreparable loss. His long and honorable career in the public service and high character as a man, commanded our admiration.

While expressing deep regret at our great loss we extend a commonwealth's sympathy to his family and his friends.

Resolved, That the clerks of the House be instructed to prepare an enrolled copy of this Resolution and transmit it to the widow of Representative Scott.

Resolved, That as a further mark of respect, this House do now adjourn.

Hon. C. G. Jones spoke as follows:

Mr. Speaker:—As an humble member of this body, I wish to speak a few words in commemoration of our dead colleague, Doctor Scott. We who are here to mourn his loss had but small opportunity to know him and his value to the Territory as a Legislator. We speak of him only as we have learned him from the lips of those who have known him, those who have felt with him in friendship, those who have dealt with him as a public servant and a private citizen.

There is something touching and sympathetic in the death of the young, there is something calm and serene in the death of the old. Our colleague had perhaps not reached the stone in life's highway that marks the topmost point; but being weary for a moment he lay down by the wayside, and taking his burden for a pillow, fell into a dreamless sleep that kisses down his eye-lids still. If everyone for whom he did some kind and generous act during life would have brought a flower to his grave, he would sleep beneath a bed of roses today. With him who today sleeps in an unmarked grave, there was but one idea and one motto: To do right, with him, was might,—which constitutes a great and good man.

His profession was that of a physician. The night was never dark enough, the patient was never so poor or humble that Doctor Scott would not cheerfully respond to his call. Departing earthly care, he left behind the essence of his ambition and his fortune—a well educated, honorable and moral family. They are a pure man's heritage to good citizenship. We find them in the forum, and in the house of education teaching those lessons to the world that their father taught to them. To educate, moralize and do good—such, in brief, was the life of our departed friend and colleague.

When the first half of this century had scarce more than spent its force, there came to the cloudless, sun-kissed sky of our northern sister Commonwealth, a type of manhood not in keeping with conditions of which it must become a part. It was then that Kansas gained what Oklahoma has just lost: That Christian gentleman and classic scholar, the loving and beloved Doctor Scott. To that tempest, he brought a calm not less determined. To Oklahoma's newness, he contributed "finish" in all of his deeds and acts. His youth there was what his age was about to be here; a guiding star for purer motive and higher education. His purpose was not the attaining of fame so much as it was the earning of fame. To make life a superstructure on which something better might be built, was the only goal towards which his arrow flew. His life was a set purpose; his death a willing acceptance of the inevitable. His youth was not so much of impulse as of power to accomplish; and his age was fringed about with that activity so characteristic of minds that grow old in learning rather than forgetting. Genial and cautious, kind and firm, honest and fearless, were the great characteristics that went to make up the life of our honored dead. His word was his bond; his deed a step in the world's progression. This going out is not a blotting out.

To the Scott family and those who have encircled their fireside many a Kansas community owes more than it can ever hope to repay. Our dead friend's sons, as members of both Houses of the late Legislatures, bear keen witness of a noble father's teachings.

What more could be said of one man? A good citizen, kind father, indulgent husband, and an honest, intelligent man. Let us hope that there is a better land where our colleague has gone; and let us try to live as good and noble lives as he has lived, and to accomplish as much good as has he for his fellow-man. Though we mourn his passing, let us hope it is better in the end.

Hon. W. H. Merten spoke as follows:

Mr. Speaker:—In rising to offer my weak tribute to the worth of our late friend and associate, I do so with much diffidence, owing to our short acquaintance and my consequent inability to say the things which I feel sure a long and intimate acquaintance would

justify. My first personal acquaintance began during and just preceding the opening days of this Legislative Assembly. He impressed me at once as a man of strong convictions, conscientious in his views and conclusions, unbiased and unprejudiced, and possessed of such a wealth of intellectuality as to exercise the most liberal tolerance regarding the views and opinions of others. Sterling integrity was stamped on every feature of his face.

Our associate has gone to his reward at a ripe age, after a long life of usefulness. I stood at his bed-side two days before he passed away and the last words I heard him utter, when pressing his hand at parting, were: "It will all be right in a few days." And it was.

He was one of those men of whom Holland wrote:

"Men whom the lust of office does not kill;
Men whom the spoils of office cannot buy;
Men who possess opinions and a will;
Men who have honor—men who will not lie;
Men who can stand before a demagogue
And damn his treacherous flatteries without winking,
Tall men, sun-crowned, who live above the clouds,
In public duty and in private thinking."

Such a was John W. Scott, whose death we today deplore.

Hon. V. A. Wood spoke as follows:

Mr. Speaker and Gentlemen:—Although the greater number of us had known Doctor Scott but a few days, we had all known him long enough to love him. The more we knew him, the better we loved him. His chair is vacant, his place at home is vacant, but that place prepared for the good and true and kind, has another occupant. He has gone to that country from whence no traveler returns. The solace is, if we live the life of the good, we can go to him in the land of the good.

Hon. W. F. Malley spoke as follows:

I have been acquainted with Mr. Scott about fifteen years, by reputation only. We lived in adjoining Kansas counties. I never met Mr. Scott personally until we met here before the organization, but I had the pleasure of knowing of his family and of helping elect his son to the State Senate in Kansas. Mr. Scott's reputation was not confined to Allen county, nor to Woodson county, and scarcely to the state. His name was familiar to all of us who read the papers—as do all Kansans, because his life's work was in the direction of good. He was not a seeker after wealth, but was always governed by the highest honor, as his reputation shows in every locality in which he has lived.

We both settled in this country about the same time, Mr. Scott in the southern part of Lincoln county, and I in the northern; and while we both lived in the same county, we were not personally ac-

quainted, yet his name was well known in every circle of good citizenship it was my fortune to meet.

After coming here we had a long talk about the future of the Territory—what it needed, and I found the people of Lincoln county were fortunate in having such intentions and experiences as Doctor Scott. I found that he had convictions based on observation; that he was not a man who could be led around; that he was of firm judgment. The people of Lincoln County have met an irreparable loss in the death of Mr. Scott.

Mr. McElrath spoke as follows:

Three weeks ago yesterday I formed the acquaintance of our respected and lamented brother. We met in the depot at Oklahoma City. The pleasure of our meeting was mutual and I never in so short a time became so intimately acquainted with anyone as I did with Doctor Scott. He was then suffering from disabilities that I felt assured were rapidly hurrying him to his grave. I had the pleasure of seeing him frequently during his illness and had the honor of being one of the committee to convey to him the sympathy of this House the day preceding his death. He was conscious and wished me to return his grateful appreciation of your thoughtful kindness. In Doctor Scott was the embodiment of all the elements which form a noble manhood. His life is worthy of emulation, and I feel that if we would pattern after him in our daily walks, we would the better fulfill our destiny and leave to our children a better inheritance.

Mr. W. C. Stevens spoke as follows:

No day of this session will be better spent, or longer remembered, than that on which we pay our last, loving tribute to our deceased friend and brother.

Early in the session the announcement of what proved to be the last and fatal illness of our departed, cast a shadow and veil over the deliberations of the House, and each morning's roll call brought home to each of us, the sense of the impending darkness through which we must soon pass.

During the heated discussion of vital issues pending before us for settlement, as the hands of the clock pointed to the hour of 11:15 one week ago yesterday, there came the solemn announcement that our distinguished friend had gone to that bourne from whence no traveler e'er returns. Bickerings and contentions ceased, arguments suspended; and hearts which a moment ago seemed of adamant, softened and kindled with sympathy for the loved ones so suddenly bereft, and better, nobler manhood triumphs, while loving words, kind deeds, and acts take the place of the baser conduct and grosser affairs of life.

It was my misfortune to have but a very short personal acquaintance with Mr. Scott, although the fact that one of his noble sons, whom he leaves surviving him, and myself for years sat side by side in friendly rivalry at the great educational institution of our sister State, makes me feel as though I had known him years, and the loss in many senses a personal one.

For more than twenty years I lived on the plains of Kansas, and during that period many, many times, with countless others, have felt the blessings this man had engrafted upon the institutions of that historic State. In all the forty-six years of his residence among his people, his voice, his heart and soul were ever found on the side of humanity, and right and justice. For four years I enjoyed the blessings of that magnificent institution of learning which he helped foster, care for and protect, first as a legislator, and later for many years as guardian and one of its regents. Many a time, while climbing the heights of Mt. Oread, have I beheld in the valley below the meanderings of the railroad which he so generously assisted in constructing for the benefit of the people of his county and surrounding territory.

Wherever he lived, and in whatever he engaged, he was a leading and progressive spirit. In all the annals of the great State of Kansas, I know of no person oftener before the public who retained the entire confidence, esteem, respect and love of his constituents to a greater degree than Doctor Scott.

As, with others, during the first days of our meeting, even before the organization, I sat in the councils of the party to which he belonged, and when I heard him speak upon any question, the thought came to me of what was once well said: "Listen to the voice of wisdom, speaking through the years of age and experience." And ever there seemed to come the admonition, "I pray you heed and be wise."

I believe that it can be truly said that there is not a member upon the floor of this House who did not expect much help and many wise and expedient suggestions from a mind so well cultivated and trained by its years of experience, and tempered with equity; mercy and justice.

Kind Providence, in its infinite wisdom, has seen fit to enforce its inscrutable decree, that "All that is born must die."

"The silver cord is loosed, the golden bowl is broken, the pitcher is broken at the fountain, and the wheel is broken at the cistern, while the dust hath returned to the earth as it was, and the spirit unto the God who gave it."

Although he has gone, the good which he has done lives after him, and although he has departed, we are not left alone, for from such noble manhood has come forth sons and grandsons who are

now and ever will be a blessing to humanity and an honor to his name. Although he is no longer with this body in the flesh, I trust that his example will make us more kind to each other, more charitable in our criticisms, more steadfast in our devotion to the right as God gives us to see it.

And while now we are plunged in gloom and darkness at our loss may we not peer into the Great Beyond, and gaze into the sunlight of Heaven, as the gates swing outward to receive him, and hear him who was tempted in all points as we are, gently say:

"Well done thou good and faithful servant; thou has been faithful over a few things, I will make thee ruler over many things. Enter thou into the joy of thy Lord."

Hon. John W. Smith spoke as follows:

We have met here for the purpose of paying the last tribute of respect to a man who has served his country, not only in State affairs but who has served his country in one of the greatest outbreaks of this country, when he placed himself upon the battle fields of the country in behalf of the United States, and for the support of his flag. I admire the man who, when the duties of state call upon him, has that conviction and is willing to go forward in the discharge of that duty in behalf of the country in which he lives—in behalf of that flag which gives free speech and free liberty to every American citizen.

While my acquaintance with Dr. Scott had been very short, up to the time when this Legislature convened, I am impressed today that it is not all of life to live, or all of death to die, for when we read the character and contemplate the great principles which were incarcerated in our brother who has just departed this life, we should strive to emulate him; let us perform that duty to that God who created in each and every one of us that spirit which we should honor and exonerate in the destinies of men and people.

Hon. C. W. Olmsted spoke as follows:

I, too, wish to add a few words in commemoration of our friend. Having been associated with Doctor Scott for three years in one common cause, in behalf of the settlers in what is known as the Kickapoo country, I found Doctor Scott to be a true friend to the people, a man of honesty and integrity, and a man that always stood up for the right.

When I came up to the Legislature with Doctor Scott, I had a friend whom I knew where to find. But his time had come to be called away. When I look upon his vacant chair, I mingle the sadness of his departure here with the glory of his reception there. The people of Lincoln County and this Territory have lost a true friend, the family a kind father, and an indulgent husband.

Doctor Scott was a man of honesty and integrity. He was always on the right side, and looked at things in a bright way. It is hardly worth while for me to try to add anything more than has been said in his memory. When I look upon his vacant chair, my mind looks to the far Beyond, and I think it should be a lesson that would teach us to so prepare that when death shall come we may face it fearlessly as he did. To him the call was more a welcome note of beckoning on, than a dread summons.

Mr. Holliday spoke as follows:

As a comrade of Doctor Scott, I wish to pay my small tribute to his worth. He was one of the men who, when the nation was in danger, went forward to defend the flag of his Country. His life should be emulated and followed by us. His life has been a lesson of what is possible for an American citizen. Just why we should condole is not clear. It were better to congratulate ourselves and his friends that he departed this life at the end of a well-spent life.

The vacant chair across the Chamber, suggestive as it is, is of the most intense import. That one link in our little chain of membership has been broken before we were given an opportunity to know each other better is painful to realize. But when we look back over the life of Doctor Scott and find that he has served for many years as a servant of knowledge, justice and love, that while the body is dead, the imprint of a well-spent life will live on and on, the beneficence of which, each member of this body must realize and feel.

Let us not mourn his loss, but rather emulate his life.

Mr. Williamson spoke as follows:

We deeply deplore the loss of our departed colleague. I never had the pleasure of meeting Doctor Scott until the eighth day of this month. In the short time I knew him, I became greatly attached to him. I at once saw that he was not only an able man, but an honest and earnest worker for the people of this Territory, and was, indeed, capable of much work.

Hon. Thomas R. Reid, Speaker, addressed the members as follows:

I never knew the deceased until within a few weeks of his death, and I realize that mine was the loss in not having the benefit of his acquaintance. Though knowing him only a few days, instinctively I learned to admire, to respect and to love the man. There was that about him that commanded the attention, admiration and respect of even a stranger upon first meeting with him. There was that about him that commended him, unconsciously and instinctively, to your admiration, to win your confidence, and to make him your friend.

I realize, in looking upon that vacant chair, draped as it is with the emblem of death, that not only his family, and his immediate friends and community, but this House and this Territory, lost in the death of John W. Scott, a valued friend. His influence would have been felt upon the legislation in this hall. He was a man of unswerving integrity, strict honesty and noble courage,—a man who bravely fought the battles of life, never flinching from any duty, no matter how unpleasant, ready always and at all times to do all, and to dare all, in the cause of the right and truth. Would that all men, as he was, were pledged to the defense of virtue and to the maintenance of right. And may we all benefit by the noble example of the deceased, and when the sun of our life shall sink below the western horizon and our friends gather about our mortal remains, may they have cause to say just and kind words as the friends of John W. Scott have said for him.

The Speaker then recognized Mr. Doyle, of Noble County, who spoke as follows:

Mr. Speaker and Gentlemen:—For the first time in the history of Oklahoma the Angel of Death has visited her Legislative Halls and called from our midst our esteemed colleague, Dr. John W. Scott, Representative from the Seventh District, and befitting it is that to do honor to his memory this day and session should be dedicated for memorial services.

In addition to what has already been said, I scarcely know what to say. Others have spoken of his ancestry, his early life, his education and profession and his record as a soldier.

My personal acquaintance dates only from the opening of this session, but twenty years ago, locating in Anderson County, Kansas, where my home was until the opening of the Cherokee Strip, I knew him well by reputation; he living in the adjoining county of Allen. His prominence as a citizen and statesman made his name a household word there. His life in Kansas was one of ceaseless activity during that State's early development. In addition to holding various positions of public trust, he was twice elected to the Territorial Legislature of Kansas—once serving as Speaker of the House—and was subsequently honored by being elected to the State Legislature of Kansas, each time from the Allen County District, and in later years his youngest son, Charles, was elected twice from the same county to the State Senate of Kansas, while two other sons were chosen to represent districts in the second and third Legislative Assemblies of this Territory, and his grand son, the Journal Clerk of this House, was one of the "Rough Riders" who climbed the rugged hills of San Juan, on that memorable day which added another bright page to the history of this Nation.

Last fall the citizens of the Seventh District, where Dr. Scott had but recently located, recognizing in him a man of ripe experience, commanding ability and high personal honor, selected him as the proper person to represent them in this, the Fifth Legislative Assembly. This honor was entirely unsought and undesired by Dr. Scott, but his interest in behalf of the much needed legislation for School Land Lessees prompted him to accept the nomination, which was followed by his election.

One of the earliest bills introduced in this House (and now pending) was Dr. Scott's "School Land Bill," which we sincerely hope may become a law. This shows, not only familiarity with the subject, but earnest thought and work in the preparation, and it was his greatest desire that it should become a law.

As a member of the committee selected by this House to escort his remains to his former home and last resting place in the city of Iola, Kansas, I attended the funeral services held there. In the Presbyterian church on last Sunday afternoon one of the largest assemblages ever witnessed had come to offer the last sad tribute of respect to their former neighbor and townsman. As we listened to the many eulogies and observed the sincere sorrow of his numerous friends, we felt how well it is to lead an honest and upright life.

Certainly to Dr. Scott was meted a proper and just reward for the services rendered his country and his friends. Few, indeed, may hope to attain that degree of learning, erudition and ability, as well as the respect and honor of his fellow men, as did Dr. Scott.

God, in His Providence, has called him from us—we know not why, but we bow in reverent submission to His will, and while we mourn his death, let us cherish the memory of one of God's noblemen—our late colleague—Dr. John W. Scott.

In offering this humble tribute of respect to his memory I also wish to extend to his bereaved wife and family my heart-felt sympathy in this their darkest hour of sorrow.

At the conclusion of the addresses the resolution introduced by Hon. C. G. Jones was adopted, and the House adjourned until seven o'clock.

Appendix.

COUNCIL CONCURRENT RESOLUTION AND MEMORIAL
NO. 1.

WHEREAS, The Congress of the United States, by an act approved March 3, 1893, provided, among other things, for the opening to settlement of the bodies of land known as the Cherokee Outlet, the Tonkawa Indian reservation and the Pawnee Indian reservation, by proclamation of the President of the United States, and empowered the said President to make such other reservations as he might deem proper; and

WHEREAS, In pursuance of the authority so granted, the said President did reserve in the said Cherokee Outlet and Indian Reservations section thirteen in each congressional township for the use and benefit of a territorial university, agricultural college and normal school, and did reserve section thirty-three in each congressional township in said bodies of land for public buildings, and

WHEREAS, No reservation of public lands for similar purposes were made in any of the other lands within the territory of Oklahoma which have been opened to settlement; be it therefore

Resolved, That the Fifth Legislative Assembly of the territory of Oklahoma do memorialize and petition the Congress of the United States, and they do hereby memorialize and petition that body that it provide by necessary legislation for the granting to the territory of Oklahoma of sections thirteen and thirty-three of each congressional township of said territory where such lands have not already been reserved for the purposes hereinbefore mentioned; and that in cases where the said sections have been partially or wholly disposed of either by purchase, allotment or homestead settlement, it do grant other lands within the said territory in lieu thereof; the proceeds arising from the sale or lease of any such lands to be applied to the purposes indicated; and be it further

Resolved, That a copy of these resolutions be transmitted to the President of the Senate and Speaker of the House of the Congress of the United States.

HUGH McCREDIE,
President of Council.
THOMAS R. REID,
Speaker of House.

Introduced by Mr. Gandy.

Adopted by Council February 9th, 1899.

Adopted by House February 18th, 1899.

COUNCIL CONCURRENT RESOLUTION AND MEMORIAL
NO. 2.

WHEREAS, It has been the long established policy of the government of the United States to allow settlers on public lands to obtain homestead title free upon the payment of land office fees; and

WHEREAS, It is inconsistent with good political economy to refuse to carry out the true spirit and original provisions of the homestead act which has already made the United States the greatest agricultural country on earth; and

WHEREAS, There is now pending in congress a measure to provide free homes for settlers on public lands, who will otherwise be compelled to pay for the homesteads they have developed by their own labor and thus be discriminated against; be it therefore

Resolved, That the Fifth Legislative Assembly of the Territory of Oklahoma hereby memorializes the Congress of the United States that it do enact a law that will perpetuate the homestead policy of the government and provide free homes for settlers on the public lands; be it further

Resolved, That a copy of these resolutions be transmitted to the President of the Senate and the Speaker of the House, to be presented by them to the Senate and House respectively.

HUGH McCREDIE,

President of Council.

THOMAS R. REID,

Speaker of House.

Introduced by Mr. Gandy.

Adopted by Council January 13th, 1899.

Adopted by House January 17th, 1899.

COUNCIL CONCURRENT RESOLUTION NO. 4.

Be it Resolved by the Council of the Fifth Legislative Assembly of the Territory of Oklahoma, the House of Representatives concurring therein:

That there be appointed by the President of the Council, and on behalf thereof, three members, who, together with a like number of members of the House of Representatives, to be selected as such House shall decide, shall constitute a Joint Committee, who shall select their own Chairman, and whose duty it shall be to investigate generally the Departmental and Fiscal affairs of this Territory, and particularly in the following matters:

First. The entering into contracts on behalf of the Territory in excess of the appropriations made for the purpose claimed to be effectuated by the contracts, and particularly into the letting of the contract for the erection of the building for the Northwestern Normal School at Alva; and into the execution of said contract.

Second. The conduct and management of the School land office and the employment of the Attorney General of this Territory, and the payment to him of fees, in the matter of services claimed to have been performed by him in collecting School Land lessees' notes, and which fees were in excess of the salary allowed by law.

Third. The expenditures of considerable sums of money in connection with the Adjutant General's Department in excess of the appropriation therefor, and all matters connected with the administration of the Adjutant General's Office.

Fourth. The detailing of a Second Lieutenant from the militia as Acting Adjutant General, and allowing him the full pay of a Lieutenant in active service, when the appropriation for the salary of that Officer is fixed at Twenty Dollars and eighty-three cents per month.

Fifth. The letting of contracts for the care of the Deaf and Dumb and Blind at Two Hundred and Seventy Dollars per annum for each person, and whether there is any appropriation made for the payment of any such sums.

Sixth. The increase of the salary of the School Land Commissioner, if such increase exists, above the appropriation therefor.

Seventh. The amount of salary drawn by the Territorial Auditor, in that capacity, and as Superintendent of Public Instruction, and fees and expenses received by him as a member of the Territorial Board of Education.

Eighth. The issuance of warrants by the Territorial Auditor in excess of appropriations against which they are drawn.

Ninth. The fees and expenses of the Territorial Board of Education.

Tenth. The management of the Territorial Library, and whether in fact the duties of Librarian are performed by an assistant at a compensation much less than the Librarian's salary, while he gives his attention to private interests. And said committee is further empowered and instructed to investigate the accounts and management of the former Librarian whose term of office expired April 15, 1898, and ascertain: 1st. What warrants, if any, were drawn in his favor, not authorized by law, and the amount of the same. 2nd. What amount if any he ever turned over to the Territorial treasury, on account of sale of books or publications, and if he ever paid in any, what became of said funds. 3rd. What amount of warrants, if any, were drawn on the library fund during his incumbency and what authority and for what purpose they were drawn. 4th. Whether he has ever made any final settlement of his accounts. 5th. If no final settlement has been made, what amount if any, is due from him and what steps are necessary to collect same.

Eleventh. The pay rolls connected with the Territorial Institutions, and particularly that of the Territorial Normal School at Edmond, and as to the competency and necessity for employing persons connected therewith.

Twelfth. The fees charged and received by members of the Territorial Banking Board, and compensation claimed by them.

Thirteenth. The letting of the contract on behalf of the Territory for the school text book supply, and whether the law under which said contract was let was legally passed and signed by the Governor.

Fourteenth. The distribution of the rentals arising from sections thirteen, and the retention by the Governor of any sums of public money in his hands.

Fifteenth. The salary and compensation of the Attorney General and the character of opinions and advice by his office given to other Territorial officers concerning the fiscal affairs of this Territory.

Sixteenth. The speculations, if any, there has been by the Territorial officers or their deputies, in Territorial warrants or indebtedness.

Seventeenth. The entering into contracts for the Territorial printing and the payment of all moneys thereunder, whether the same were legal and prices were proper and just.

Be it Further Resolved, That such Committee has leave to sit at such times and places during this session of the Legislature, and under such order of procedure as it shall determine, and that it has all the powers and authority conferred by Section twenty-eight of Chapter forty-six, of the Statutes of Oklahoma Territory of 1893, and that such Committee report its action to the Council and House of Representatives during this session, and at as early a date as is consistent with a thorough investigation.

HUGH McCREDIE,
President of Council.
THOMAS R. REID,
Speaker of House.

Introduced by Mr. Biddison.

Adopted by Council January 19th, 1899.

Adopted by House January 27th, 1899.

HOUSE BILLS PASSED AND DATE OF APPROVAL BY THE
GOVERNOR.

House Bill No. 13, approved March 9, 1899.
House Bill No. 27, approved February 27, 1899.
House Bill No. 34, approved March 2, 1899.
House Bill No. 43, approved March 10, 1899.
House Bill No. 54, approved March 10, 1899.
House Bill No. 55, approved February 17, 1899.
House Bill No. 58, approved March 10, 1899.
House Bill No. 68, approved March 3, 1899.
House Bill No. 73, approved March 13, 1899.
House Bill No. 78, approved February 23, 1899.
House Bill No. 92, approved February 24, 1899.
House Bill No. 93, approved February 21, 1899.
House Bill No. 119, approved March 10, 1899.
House Bill No. 151, approved February 24, 1899.
House Bill No. 156, approved March 8, 1899.
House Bill No. 165, approved March 10, 1899.
House Bill No. 167, approved March 14, 1899.
House Bill No. 171, approved March 10, 1899.
House Bill No. 181, approved March 10, 1899.
House Bill No. 185, approved March 10, 1899.
House Bill No. 192, approved March 10, 1899.
House Bill No. 195, approved March 10, 1899.
House Bill No. 197, approved March 13, 1899.
House Bill No. 200, approved March 10, 1899.
House Bill No. 201, approved March 9, 1899.
House Bill No. 210, approved March 10, 1899.
House Bill No. 218, approved March 10, 1899.

**COUNCIL BILLS PASSED AND DATE OF APPROVAL BY
THE GOVERNOR.**

Council Bill No. 2, Substitute passed over Governor's Veto
March 10, 1899.

Council Bill No. 15, approved March 10, 1899.

Council Bill No. 16, approved February 24, 1899.

Council Bill No. 26, approved March 10, 1899.

Council Bill No. 29, approved February 25, 1899.

Council Bill No. 30, approved March 13, 1899.

Council Bill No. 34, approved March 15, 1899.

Council Bill No. 36, approved March 2, 1899.

Council Bill No. 41, approved March 6, 1899.

Council Bill No. 44, approved March 10, 1899.

Council Bill No. 58, approved March 2, 1899.

Council Bill No. 59, approved March 9, 1899.

Council Bill No. 62, approved February 25, 1899.

Council Bill No. 66, approved March 14, 1899.

Council Bill No. 70, approved February 25, 1899.

Council Bill No. 78, approved March 10, 1899.

Council Bill No. 88, approved March 2, 1899.

Council Bill No. 90, approved March 8, 1899.

Council Bill No. 98, Substitute, approved March 13, 1899.

Council Bill No. 99, approved March 10, 1899.

Council Bill No. 115, approved March 2, 1899.

Council Bill No. 116, approved March 10, 1899.

Council Bill No. 118, approved March 10, 1899.

Council Bill No. 156, approved March 13, 1899.

Council Bill No. 159, approved March 10, 1899.

Council Bill No. 185, approved March 10, 1899.

Council Bill No. 198, approved March 10, 1899.

Council Bill No. 215, approved March 10, 1899.

Council Bill No. 224, approved March 11, 1899.

Council Bill No. 225, approved March 10, 1899.

HOUSE BILLS THAT WERE VETOED OR DIED IN THE HANDS OF THE GOVERNOR.

No.	Title.	Author.
No. 3	An Act pertaining to cities of the first class, and repealing Chapter 6, Article 1, of the Session Laws of 1897....	C. G. Jones.
No. 10	An Act to authorize city councils of cities of the first and second class to contract for the cultivating of land and the buying, planting and cultivating of trees, and providing for the payment thereof.	T. H. Doyle.
No. 20	An Act to provide for the manner of payment of school district and township indebtedness, and for other purposes.....	Philip Koch.
No. 24	An Act to amend An Act amending Section 5, Chapter 1, of the Statutes of Oklahoma, and authorizing the employment of a Territorial Veterinary Surgeon by the Board of Regents of the Agricultural and Mechanical College of Oklahoma, and creating a sanitary commission.....	J. C. Walls.
No. 26	An Act to regulate the leasing and management of the school lands and other public lands, of Oklahoma Territory.....	J. W. Scott
No. 71	An Act making appropriations for the expenses for the officers and clerks of the Fifth Legislative Assembly.	J. M. Holliday.
No. 72	An Act amendatory of Sections 1 and 2, of Article 4, of Chapter 32, Session Laws of Oklahoma Territory, 1897, entitled "An Act amendatory of Sections 2 and 3, of Article 3, Chapter 43, Session Laws of Oklahoma Territory, 1895.".....	J. C. Williamson
No. 74	An Act fixing the salaries of Territorial officers, and limiting expenditures for contingent expense, and prohibiting the issue of warrants, or other indebtedness therefor and providing a penalty for the violation thereof, and prohibiting the Territorial Auditor from auditing excessive claims, and providing penalty for the same.....	W. F. Malley.
No. 126	An Act to require bond investment companies doing business in the Territory of Oklahoma, to deposit certain sums of money or security with the Treasurer of the Territory of Oklahoma, and providing penalties for failing to comply with the terms of this law.....	W. H. Merten.
No. 166	An Act incorporating the Oklahoma Chautauqua Association of Kirgfisher County, Oklahoma Territory.....	W. C. Stevens.
No. 168	An Act to create the county of McKinley out of Woods County, providing for the organization thereof filling vacancies in the offices created and providing for the distribution of property and indebtedness of Woods County, and relating to the taxes and records thereof and repealing all Acts and parts of Acts in conflict herewith.....	E. E. Hartshorn.
No. 180	An Act authorizing and empowering school districts in Oklahoma Territory to create a building fund.....	Philip Koch.
No. 182	An Act relating to fire, life, accident and guarantee companies and amending Sections 27 and 30 of Article 1, of Chapter 44, Statutes of 1893, and Section 25, of Article 3, of the Statutes of 1893, and for other purposes..	W. H. Merten.
No. 206	An Act to amend Section 15, Article 3, Chapter 14, of the Statutes of 1893, entitled "An Act providing for the incorporation and government of cities of the first class	T. H. Doyle.
No. 211	An Act providing for the bonding of the indebtedness of school districts and of townships.....	W. C. Stevens.

COUNCIL BILLS THAT WERE VETOED OR DIED IN THE HANDS OF THE GOVERNOR.

No.	Title.	Author.
No. 2	An Act to prohibit public officers from purchasing or dealing in any manner in bonds, warrants or other evidences of public indebtedness, and to prohibit Territorial officers from issuing or paying any warrant or order in excess of appropriations made by the Legislative Assembly.....	Mr. Clarke.
No. 40	An Act amending Section 48, of Chapter 15, relating to fees and salaries, Session Laws of 1897.....	Mr. Winkler.
No. 47	An Act providing for the formation of a constitution and state government for the State of Oklahoma.....	Mr. Haven.
No. 63	An Act defining and prescribing penalty for the unlawful carrying of arms, and repealing Article 45, Chapter 25, and Section 20, Article 36, Chapter 25, Statutes of 1893..	Mr. Thacker.
No. 84	An Act to amend Sections 126, 127, 128, 129, 130, 132 and 133, of Article 10, of Chapter 67, of the Statutes of Oklahoma, 1893.....	Mr. Thacker.
No. 142	An Act to amend Section 1, Chapter 1, of the Session Laws of Oklahoma Territory, of 1897, entitled "An Act to Locate and establish an Agricultural and Normal University of the Territory of Oklahoma for the use and benefit of the colored people of said Territory....	Mr. Huston.
No. 158	An Act amendatory of Section 6, of Article 4, of Chapter 12, of the Session Laws of 1897, entitled "Public Weigher and Other Officers".....	Mr. Winkler.
No. 165	An Act to require circuses and menageries to procure a license from the Territorial Secretary before exhibiting in any city or town in Oklahoma.....	Mr. Belamy.
No. 193	An Act to validate the election of disqualified persons to the office of probate judge.....	Judiciary Com.

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No. 50.—An Act to fix a Limit to the Taxing Power of Oklahoma Territory and for Other Purposes... ..	J. M. Holliday. .	26	39	47	76						
No. 51.—An Act Providing for the Appointment of a Surveyor General for the Territory of Oklahoma, and for the Examination and Qualifications of Surveyors.....	C. G. Jones	38	46								
No. 52.—An Act to Amend Section 1, of Article 1, Chapter 33, of the Session Laws of Oklahoma, of 1897, Entitled "An Act to Amend Section 1, of Article 1, Chapter 72, Statutes of Oklahoma of 1893.".....	C. G. Jones	3	46	50		71	85	13			

No. 53.—An Act Providing for the Assessment of Banks.....	J. W. Hadley.....	33	...	154	76 187	.....	..	.....	.....	.....	.....
No. 54.—An Act Concerning Elections and Providing Penalties for the Violation Thereof.....	W. C. Stevens....	38	46	159	198 215	214 25	215	315	.....	223	323
No. 55.—An Act Requiring the City Clerks of Cities of the First Class to Keep a Journal and Record the Proceedings in the Council.....	W H Merten.....	45	52	73	95	111 55	121	138	....	164	166
No. 56.—An Act Legalizing the Purchase of Real Property Heretofore Made by Cities of the First Class.....	W H. Merten. ..	45	52	109	119 33	140	150	.....	.....	.....	...
No. 57.—An Act to Amend Section 2, Article 1, of Chapter 14, of the Laws of Oklahoma, 1893, Providing for the Purchase of Real Estate, Personal Property, and for Other Purposes... ..	W. H. Merten....	45	52	109	124	140 141	.....	..	.....	.....	...
No. 58.—An Act to Amend Section 3 and Section 4 of Article 2, Chapter 70, Statutes of Oklahoma, 1893, Changing the Time of Listing Property.....	Jams Wilkins ...	45	52	144	162	167 171	171	266	....	275	313
No. 59.—An Act to Amend Section 1, Article 1, of Chapter 44, Statutes of Oklahoma, 1895, and Section 22, of Article 2, Chapter 72, of the Statutes of Oklahoma of 1893.....	J. C. Wans.....	45	52	78 89	89	.....	97	.....	.....	.....	.....
No. 60.—An Act to Amend Section 1, Chapter 18, Session Laws of Oklahoma Territory, 1895.....	J. H. Smith... .. (by request.)	60	52	91	133 134	140	149	373	.....	.....	...
No. 61.—An Act Authorizing the Board of County Commissioners of Garfield County, to Adopt as a Basis for the Purpose of Fixing the Amount to be Paid to the County Officers of said County Whose Salaries are by Law Fixed upon the Population of said County as Returned by the Assessors for the Year 1898, the Number of Inhabitants as Shown by the Returns of the County Assessor for the Year 1899....	C. F. McElrath...	45	52	73	76	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee..	Report of Committee....	Committee of the Whole Report or Considered Engrossed..	Subsidiary Motions.. . . .	Read Third Time, Sent to Council or Failed....	Action of Council.....	Action by House on Council Amendments..	Signed by Speaker.....	Action of Governor.....
No. 62.—An Act to Amend Section 49, Chapter 15, Session Laws of 1897, and Repealing Section 45, of Said Chapter 15, Session Laws of 1897.....	H. A. Thomas....	45	52	72	76	.....	.....	.....	.....	.....	.....
No. 63.—An Act to Repeal Section 8, Article 1, Chapter 41, Session Laws of Oklahoma Territory of 1895.....	H. A. Thomas....	45	52	72	76	.....	.....	.....	.....	.....	.....
No. 64.—An Act to Regulate the Fees of Jurors and Witnesses, and to Repeal Sections 47 and 48 of the Session Laws of Oklahoma Territory of 1897.....	C. W. Olmsted....	46	52 92	91 224	224	.....	224	.....	.....	.....	.....
No. 65.—An Act Creating the Oklahoma Territorial Board of Agriculture, Providing for the Management Thereof, and Making Appropriations Therefor....	C. W. Olmsted....	46	52	72 89	100	91 110 133	126 132 133	.....	.....	.....	.....
No. 66.—An Act Empowering the Board of County Commissioners to Designate the County Depositories.....	J. M. Hay.....	51	61	115	123	129	139	.....	.....	.....	.....
No. 67.—An Act to Further Define and Limit the Duties and Powers of the Territorial Board of Equalization.....	J. M. Holiday ...	51	61	91	130	.....	.....	.....	.....	.....	.....
No. 68.—An Act Providing for the Erection of a Monument to Perpetuate the Memory of Roy V. Casamon, and Making Appropriations Therefor.....	W. C. Stevens....	51	61	78	135 136	93 128	136	214	.....	230 235	240

No. 69.—An Act Legalizing and Changing the Name of Mrs. Ella Lumpkins to Mrs. Ella Clarke.....	E. E. Hartshorn..	51	61	82 91	112	116 127 223	126	134	.....	146	.....
No. 70.—An Act Providing for the Appointment of a Territorial Board of Equalization and Railroad Assessors.....	J. W. Hadley.....	59	65	89	95	140	.....	.....	.....	.....	.....
No. 71.—An Act Making Appropriations for the Expenses for the Officers and Clerks of the Fifth Legislative Assembly.....	J. M. Holliday...	60	65	63	... ..	63-107 71-112	70 71	82	.....	.....	10)
No. 72.—An Act Amendatory of Sections 1, and 2, of Article 4, of Chapter 32, Session Laws of Oklahoma Territory, 1897, Entitled, "An Act Amendatory of Sections 2 and 3, of Article 3, Chapter 43, Session Laws of Oklahoma Territory, 1895."	J. C. Williamson..	60	65	72	95	111 116	121	317	317	323	...
No. 73.—An Act Amendatory of Section 2, Chapter 28, Laws of Oklahoma Territory, 1897, Regulating Pharmacy.....	V. A. Wood.....	60	65	78	90	93	.....	317	319	323	.....
No. 74.—An Act Fixing the Salaries of Territorial Officers, and Limiting Expenditures for Contingent Expenses, and Prohibiting the Issue of Warrants, or Other Indebtedness Therefor, and Providing a Penalty for the Violation Thereof, and Prohibiting the Territorial Auditor from Auditing Excessive Claims, and Providing a Penalty for the Same.....	J. W. Hadley.....	60	65	72	9) 112 113 123	119	132	265 268 279	267	325	...
No. 75.—An Act to Amend Section 3, of Chapter 18, Session Laws of 1897.....	J. W. Hadley.....	60	65	91	130	130 150	139 153	.....	.....	.....	..
No. 76.—An Act to Repeal Section 49, Chapter 15, of the Session Laws of 1897...	J. M. Holliday....	60	65	91	130	.....	.....	.....	.....	.....	.....
No. 77.—An Act to Amend Section 4, Chapter 41, of the Session Laws of Oklahoma, 1895.....	J. M. Holliday....	60	65	91	12	123	12	26	.....	.....	.....
No. 78.—An Act to Repeal Section 45, Chapter 15, of the Session Laws of Oklahoma, 1897.....	J. M. Holliday...	60	65	91	112	116 128	126	161	.....	.....	198

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee	Report of Committee.....	Committee of the Whole Report or Considered Engrossed.. . . .	Subsidiary Motions.. . . .	Read Third Time, Sent to Council or Failed....	Action of Council.....	Action by House on Council Amendments....	Signed by Speaker.....	Action of Governor.....
No. 79.—An Act to Amend Section 47, of Chapter 15, Session Laws of 1897, Prescribing the Fees to be Paid to Witnesses.....	Jams Wilkins....	6)	65	.....	193	193	194	279	28)	.....	.....
No. 80.—An Act Authorizing Cities and Towns to Issue Bonds for the Construction of Sewers, Waterworks, Sanitary and Health Purposes, and the Improvement of Streets.....	C. G. Jones..... (by request.)	61	65	73 128	56 129	.....	.....	.....	.....	.....	.....
No. 81.—An Act to Amend Article 1, of Chapter 43, of the Session Laws of Oklahoma, of 1895, Relating to Territorial Board of Equalization.....	C. G. Jones.....	61	65	91	129	.....	.....	.....	.....	.....	.....
No. 82.—An Act Repealing Article 25, Chapter 68, of the Statutes of 1893.....	C. G. Jones.....	61	65	91	134	.....	.....	.....	.....	.....	.....
No. 83.—An Act Providing a Method for the Leasing of School and Other Lands, Collecting the Rent Thereof, and for Other Purposes.....	C. G. Jones.....	61	65	.....	.....	.....	.....	.....	.....	.....	.....
No. 84.—An Act to Amend Sections 5, 20 and 47, of Chapter 35, of the Session Laws of 1895, Relating to Militia.....	C. G. Jones.....	61	65	164	157 221	.....	226	.....	.....	.....	.....
No. 85.—An Act Amendatory of Chapter 70, Statutes of Oklahoma, Entitled, "Revenue."	J. D. Ballard.....	63	74 210	89	56	.....	.....	.....	.....	.....	.....

No. 86.—An Act to Provide for the Registration of Graduates in Pharmacy.....	J. C. Walls.....	68	74	78	96	.....	.....	.....	.....	.....	.....
No. 87.—An Act to Repeal Sections 16, 17, 18 and 19, of Chapter 31, of the Session Laws of Oklahoma, 1897, Relating to Quarantine Regulations....	J. M. Holliday....	69	74	.....	131	.....	.....	.....	.....	.....	.....
No. 88.—An Act to Provide for the Registration of Deaths in Oklahoma Territory, and Requiring Certificates of Death.....	V. A. Wood... (by request.)	69	74	145	162 208	.....	.....	.....	.....	.....	.....
No. 89.—An Act in Regard to Stealing Saddles, Bridles and Harness.....	J. M. Holliday....	69	74	223	...	.....	.....	.....	.....	.....	.....
No. 90.—An Act to Amend Section 11, of Article 58, of Chapter 25, of the General Statutes of 1893, Relating to Removing and Disposing of Mortgaged Chattels....	W. H. Merten....	69	74	91	133	140	150	216	.....	.....	.....
No. 91.—An Act to Amend General Section 5644, Section 2, Article 10, of Chapter 90, of the Statutes of Oklahoma of 1893.....	W. H. Merten....	69	74	114	174	.....	.....	.....	.....	.....	.....
No. 92.—An Act Concerning the Taxation of Property of Building and Loan Associations Doing Business in the Territory of Oklahoma.....	W. H. Merten....	69	74	91	112	116 127	1.7	185 193	....	191	198
No. 93.—An Act to Amend General Section 1745, of the Statutes of Oklahoma, Relating to Coroner's Inquests.....	W. H. Merten....	69	74	90	119	140	150	169	.....	182	186
No. 94.—An Act to Amend Section 4, of Chapter 8, of the Session Laws of 1897....	W. H. Merten....	69	74	91	119 122	129	139	.....	.....	.....	.....
No. 95.—An Act Amending Section 672, of the Code of Civil Procedure of Oklahoma Territory and Repealing Section 674, of said Code, Relating to Divorces....	V. A. Wood.....	69	74	115	199	.....	.....	.....	.....	.....	.....
No. 96.—An Act Amendatory to and Supplemental of Chapter 17, Laws of 1897, Approved March 12, 1897.....	J. W. Hadley.....	69	74	137	197	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee..	Report of Committee....	Committee of the Whole Report or Considered Engrossed... ..	Subsidiary Motions.. ..	Read Third Time, Sent to Council or Failed....	Action of Council.. ..	Action by House on Council Amendments ...	Signed by Speaker.....	Action of Governor.
No 97.—An Act Amending Sections 4, 11, 17, 27, 33, 38, 45, 47, and 48, of Chapter 15, of Session Laws of Oklahoma Territory, of 1897, Entitled "An Act to Regulate Fees and Salaries of County Offices and Other Purposes."	J. M. Hay.	73	79	114	123	140	16	...	.....	.....	...
No. 98.—An Act to Reward the Arrest and Conviction of Stock Thieves and for Other Purposes.....	C. G. Jones.....	73	79	223	.....	.....	.....	.....	.....	.....	.....
No. 99.—An Act to Authorize the Lexington and Purcell Bridge Company, to Construct and Maintain a Bridge Over that part of the South Canadian River in Oklahoma Territory near Lexington, Oklahoma Territory.....	C. G. Jones....	73	79	12	119	.....	.....	.....	.....	.....	.....
No. 100.—An Act to Provide for the Filling of Vacancies in the Legislative Assembly, Cause by Death, Resignation or Removal of Members Thereof... ..	C. F. McElrath...	76	76	76	77	77	77	217	.....	.....	.....
No. 101.—An Act to Regulate the Rate of Interest in the Territory of Oklahoma and Provide Penalties for the Violation of the Same, and Repeal all Laws in Conflict Herewith.....	E. Duffy.....	78	84	114	127	.....	.....	.....	.....	.....	.....

No. 102.—An Act Pertaining to Mutual Insurance Companies.....	Philip Koch..... (by request.)	78	84	210	.....	.....	.....	.....	.....	.....	.....
No. 103.—An Act to Provide for Delegates to the Legislature from Indian Reservations.....	T. H. Doyle.....	79	84	131	155	.....	.....	.....	.....	.....	.....
No. 104.—An Act for the Protection of the Records of the Several Counties of the Territory of Oklahoma, and Regulating the Business of Abstracting in Relation Thereto.....	C. F. McE rath...	82	88	....	181 166	174	180	.....	.....	.....	.....
No. 105.—An Act to Legalize and Cure Defective Acknowledgments of Instruments Affecting Real Property.....	W. C. Stevens....	82	88	115	122	128	139	.....	.....	.....	.....
No. 106.—An Act Amending Chapter 33, Section 8, Laws of 1897 ..	W. C. Stevens....	83	88	115	122 197	.....	.....	.....	.....	.....	.....
No. 107.—An Act Concerning Elections .	C. G. Jones.....	83	88	159	187	..	...	.....	.....	.....	.....
No. 108.—An Act Providing for the Foreclosure of Mortgages on Real Estate and Prescribing the Order of Sale Where Parcels have been sold Subsequent to the Execution of the Mortgage ..	C. G. Jones.....	83	88	131	155	.....	.....	.....	.....	.....	.....
No. 109.—An Act Concerning the Transmission and Delivery of Telegraphic Messages, Regulating the Charges Therefor, Between Points in this Territory, and Prescribing Penalties for Violation Thereof.....	T. H. Doyle.....	83	89	....	.....	.....	.....	.....	.....	.....	.....
No. 110.—An Act Requiring all Railroad Companies Operating in Oklahoma Territory to Fence the Right of Way, put in Cattle Guards and Provide Suitable Crossings.....	J. M. Holliday....	83	89	92	96	.....	.....	.....	.....	.....	.....
No. 111.—An Act Providing for the Time and Manner of Meeting of the Board of County Commissioners the Compensation of County Commissioners and Their Duties.....	W. H. Merten.....	83	89 138	109 144	162	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee.	Report of Committee...	Committee of the Whole Report or Considered Engrossed.. . . .	Subsidiary Motions.. . . .	Read Third Time, Sent to Council or Failed....	Action of Council.....	Action by House on Council Amendments....	Signed by Speaker.....	Action of Governor....
No. 112.—An Act to Provide for a Territorial Geologist and to Establish a Department of Geology and Natural History in the Territory of Oklahoma.....	W. H. Merten.....	83	89	152	162	.....	.....	.....	.....	.....	.....
No. 113.—An Act to Repeal Article 9, of Chapter 34, of the Session Laws of 1897, and Directing Certain Officers to take no Further Action upon any Instrument in Writing Executed Thereunder....	E. Duffy.....	87	93	115 210	187 29 231 232 277	.....	.....	.....	.....	.....	.....
No. 114.—An Act Amendatory of General Section 5798, Section 22, of Article 3, Chapter 73, of the Laws of 1893, Entitled, "An Act for the Support and Regulation of Common Schools.".....	W. F. Malley.....	87	93	152	174	.....	.....	.....	.....	.....	.....
No. 115.—An Act to Amend Section 15, of Chapter 73, Entitled, "District Officers," of the Statutes of 1893.....	C. W. Olmsted....	87	93	114	14 24	141 208	213	.....	.....	.....	.....
No. 116.—An Act to Provide for Trial of all Cases Arising Under Town Ordinances by Town Justices of the Peace Without the Intervention of a Jury.....	E. E. Hartshorn..	88	93	109 128	119 129	.....	.....	.....	.....	.....	.....
No. 117.—An Act Amendatory of and Supplemental to Article 5, Chapter 73, Statutes of Oklahoma.....	J. W. Hadley.....	92	99	114	121	.....	.....	.....	.....	.....	.....

No. 118.—An Act to Amend Section 7, Chapter 21, Session Laws of 1897, Pertaining to Clerks and Janitors.....	J. C. Walls.....	92	99	109	131	130	135	131	.....	.....	.....
No. 119.—An Act Providing for the Dissection of the Dead, for the Advancement of Medical and Anatomical Science, and Procuring Subjects Therefor.....	V. A. Wood .. .	92	99	118	154 165 193	194	198	263 268 279	234	305	313
No. 120.—An Act Amendatory and Supplemental to An Act to Provide for a Public Weigher in each County in Oklahoma Territory, and Prescribing his Duties.....	J. D. Combs.....	93	99	144	203 305	.....	.....	.....	.....	.....	.....
No. 121.—An Act Prescribing the Duties of County Surveyors.....	C. G. Jones.....	93	99	169	187	.....	.....	.....	.....	.....	.....
No. 122.—An Act Amendatory of Chapter 47, Statutes of 1893, Being An Act Entitled, "Liquors," and Amendatory of Chapter 22, Session Laws of 1897, Being An Act Entitled, "Liquor Traffic".....	F. S. Shrer.....	93	99	145	187 221	.....	235	.....	.....	.....	.....
No. 123.—An Act to Repeal Section 874, of Article 18, of "An Act to Provide a Code of Civil Procedure for the Territory of Oklahoma," Being Chapter 66, and General Section 4553 of the General Statutes of the Territory of Oklahoma, A. D., 1893.	J. M. Holliday....	93	99	131	155	.....	.....	.....	.....	.....	.....
No. 124.—An Act Providing for the Taxation of Foreign Loan Companies and Individuals Doing Business in Oklahoma Territory.....	J. D. Combs.....	96	99	114	167	167	179	231	.....	.....	.....
No. 125.—An Act Appropriating \$1,260.00 to Indemnify J. T. May for Cattle Killed and Damaged by Dipping Them Under the Orders of the Quarantine Board of Oklahoma Territory.....	J. C. Walls.....	98	99 110	120 177	134 187	138 141 142	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee..	Report of Committee.....	Committee of the Whole Report or Considered Engrossed... ..	Subsidiary Motions... ..	Read Third Time, Sent to Council or Failed..	Action of Council.....	Action by House on Council Amendments....	Signed by Speaker.....	Action of Governor.....
No. 126.—An Act to Require Bond Investment Companies, Doing Business with the Territory of Oklahoma, to Deposit Certain Sums of Money or Security with the Treasurer of the Territory of Oklahoma, and Providing Penalties for Failing to Comply with the Terms of this Law.....	W. H. Merten.....	115	118	131 158	155 193	194	189	323	.....	323	.....
No. 127.—An Act in Regard to Stationery and Other Supplies of Justices of the Peace.....	W. H. Merten.....	115	118	121	155	.....	.....	.....	.....	.....	.....
No. 128.—An Act Relating to the Limitation of Criminal Actions and Amending Section 19, Article 5, Chapter 68, of the Statutes of Oklahoma for 1893.....	W. H. Merten	115	118	128	142	161	171	.....	.....	.....	.....
No. 129.—An Act Providing for the Payment of Certain Warrant Indebtedness by Counties, Cities, Towns, Villages and School Districts.....	Jams Wilkins. .	115	118	131 169 219	153 215 246	.....	.....	.....	.....	.....	.....
No. 130.—An Act Authorizing the Town of Medford, Grant County, Oklahoma Territory, to Issue Bonds for Public Buildings.....	J. M. Hay.....	120	126	154	183	.....	.....	.....	.....	.....	.....
No. 131.—An Act Providing for the Better Protection of Fixtures, Crops, Fruits and Timber on Real Estate.....	C. G. Jones.....	120	126	159	187	197	.....	.....	.....	.....	.....

No 132.—An Act Amending General Section 5987, of the Statutes of Oklahoma....	C. G. Jones.....	120	126	159	193	....	....	....	....	....	....
No 133.—An Act to Regulate the Practice of Barbering, Creating a Territorial Board of Examination and Inspection Commissioners, and Prescribing Penalties for Violation of this Act.....	C. G. Jones.....	125	132	134 164	142 187 226	192 241	250 260	....	....	....	....
No 134.—An Act to Secure Liens of Judgments of Probate and Justice Courts and Provide for their Enforcement.....	T. H. Doyle.	125	132	109	197	197	....	....	....	....	....
No. 135.—An Act Amendatory of Paragraph 63, and Repealing Paragraph 64, Article 1, Chapter 15, Being General Sections 701 and 702, Laws of 1893.....	E. E. Hartshorn..	125	132	144	162	174	170	....	....	....	....
No 136.—An Act Authorizing the Town of Jefferson, Grant County, Oklahoma Territory, to Issue Bonds for Public Buildings.....	F. S. Sherer.....	126	132	177	187	....	....	....	....	....	....
No. 137.—An Act to Provide Liens for Threshermen and Providing for the Enforcement of the Same.....	J. M. Holliday....	130	137	206	221	....	216	....	....	....	....
No. 138.—An Act Relating to Peddlers and Fixing Licenses Therefor.....	C. G. Jones.....	131	138	144	155 162	....	....	....	....	....	....
No. 139.—An Act to Provide for the Removal of Drift Wood or Other Substances from Streams and Water-Courses.....	C. G. Jones.....	132	138	144 18 235	155	183	192	....	....	....	....
No. 140.—An Act Entitled, "An Act Legalizing all Sales Made by the Several County Treasurers of the Territory of Oklahoma, of Lots or Parcels of Land Sold for Delinquent Taxes in the Several County Seats and Townsites Established by Act of Congress.".....	J. D. Ballard.....	132	138	144	155 181	....	....	....	....	....	....
No. 141.—An Act Amendatory of and Supplementary to Article 9, Chapter 17, General Statutes of 1893, Repealing Sections 46, 47, and 48, of Article 9, Chapter 17, General Statutes of 1893.....	J. W. Hadley....	134	138	145	155 166	....	....	....	....	....	....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee..	Report of Committee.....	Committee of the Whole Report or Considered Engrossed... ..	Subsidiary Motions... ..	Read Third Time, Sent to Council or Failed....	Action of Council.....	Action by House on Council Amendments....	Signed by Speaker.....	Action of Governor.....
No. 142.—An Act to Amend Section 3, Article 5, Chapter 73, of the General Statutes of 1893.....	J. M. Holliday....	135	138	159	184	.....	.....	.....	.....	.....	.....
No. 143.—An Act to Amend Section 3, Article 9, Chapter 73, of the General Statutes of 1893.....	C. F. McElrath,...	137	146	159	184	.....	.....	.....	.....	.....	.....
No. 144.—An Act to Amend Sections 2 and 24, of Article 3, of Chapter 73, of the General Statutes of 1893, and Relating to the Duties of County Superintendents of Public Instruction.....	W. C. Stevens....	145	153	199	187	197	.....	.....	.....	.....	.....
No. 145.—An Act to Repeal Certain Acts of the Legislative Assembly of the Territory of Oklahoma and for Other Purposes.....	E. Duffy.....	145	153	201	.....	.....	.....	.....	.....	.....	.....
No. 146.—An Act to Amend Article 28, Chapter 68, Laws of 1893.....	E. Duffy.	145	153	223	.....	.....	.....	.....	.....	.....	.....
No. 147.—An Act Regulating the Practice of Farming and Prescribing the Duties and Requirements Thereof.....	J. W. Hadley....	146	153	159	193	.....	.....	.....	.....	.....	.....
No. 148.—An Act Exempting from Taxation the Property of Religious Societies.....	J. H. Smith.....	146	153	158	181	.....	.....	.....	.....	.....	.....

No. 149.—An Act to Make it a Penal Offense for any Person in this Territory to Unlawfully Sow, Scatter, or Place on Land, the Seed or Roots of Johnson Grass, or Sell or Give Away Hay, Straw, Oats or Grain Containing or Intermixed with the Seed or Roots of Johnson Grass.....	J. M. Holliday....	146	153	276	.....	.....	.....	.....	.....	.....	.....
No. 150.—An Act to Provide for Remitting Penalties on Delinquent Taxes Against Real Estate.....	J. D. Combs.....	146	153	158	181	.....	.....	.....	.....	.....	.....
No. 151.—An Act to Authorize Railroad Companies to Sell and Lease Their Railroad, Property and Franchises.....	C. G. Jones.....	152	155	157	160	163	160	167	.....	175	193
No. 152.—An Act Amendatory of Chapter 47, Statutes of Oklahoma, 1893.....	F. S. Sherer.	153	160	169	197	197	.....	.....	.....	.....	.....
No. 153.—An Act for the Protection of Females	C. G. Jones.....	153	160	169	203	170 208	214	.....	.....	.....	.....
No. 154.—An Act to Create a Territorial Land Office and a Commissioner Thereof, and Providing for a Board of Land Commissioners and to Prescribe the Duties of Such Officers and to Provide for the Leasing and Management of all Lands Owned and Controlled by the Territory of Oklahoma, and for Other Purposes.....	Jams Wilkins.....	154	160	200	.....	.....	.....	.....	.....	.....	.....
No. 155.—An Act Amending Sections 3 and 4, Chapter 18, Session Laws of 1897.....	J. W. Hadley.....	159	165	190	199 221	207	221	.....	.....	.....	.....
No. 156.—An Act Amendatory of Section 3, Chapter 27, Session Laws of 1897, and Providing for the Payment for Services of Secretary of Park Board and for Other Purposes.....	F. S. Sherer.....	159	162	164	193	193	198	209	.....	220	26
No. 157.—An Act Amendatory of Section 110, of Article 8, of Chapter 67, of the Statutes of Oklahoma, 1893, Entitled, "Civil Procedure Before Justice," and Amendatory of Section 17, of Article 1, of Chapter 69, of the Statutes of 1893, Entitled, "Criminal Procedure Before Justice," and Repealing Chapter 19, of the Session Laws of 1895, Entitled, "Court—Justice."	R. F. Clark.....	159	165	223	255	.....	257	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

[illegible]

No. 165.—An Act Providing for the Organization of Public Warehouses and to Regulate the Warehousing and Inspection of Grain in Public Warehouses, and Otherwise, in the Territory, and Providing for the Appointment of Grain Inspector.....	Mr. Speaker.....	162	163	169	187	188	196	323	.....	323	323
No. 166.—An Act Incorporating the Oklahoma Chautauqua Association of Kingfisher County, Oklahoma Territory.....	W. C. Stevens....	170	179	190	216	.....	237	317	.....	323	.....
No. 167.—An Act Authorizing and Directing the Secretary of the Territory to Purchase Copies of a Book Entitled "Morgan's Digest of Oklahoma Statutes and Supreme Court Decisions," and Providing for the Payment for Same.....	C. W. Olmsted ...	170	179	.. ..	204	108	214	2 9	2.9	335	.....
No. 168.—An Act to Create the County of McKinley out of Woods County, Providing for the Organization Thereof, Filling Vacancies in the Offices Created and Providing for the Distribution of Property and Indebtedness of Woods County, and Relating to the Taxes and Records Thereof, and Repealing all Acts and Parts of Acts in Conflict Herewith.....	E. E. Hartshorn..	170	173	195	216 2 7	.....	217	320	.....	324	.....
No. 169.—An Act to Appropriatë money for the Improvement and Maintenance of the Agricultural and Normal University of the Territory of Oklahoma, for the Use and Benefit of the Colored People of said Territory.....	W. F. Malley.....	173	179	.....	.....	.....	.....	.....	.....	.....	.....
No. 170.—An Act Apportioning the Fund Between the Agricultural and Mechanical College at Stillwater and the University at Langston.....	W. F. Malley.....	173	179	.....	.....	.....	.....	.....	.....	.....	.....
No. 171.—An Act Regulating the Term of Office of the County Superintendent of Public Instruction... ..	W. H. Merten.....	173	179	191	2.8	209	213	317	.....	323	.....

TITLE AND HISTORY OF HOUSE BILLS.—CONTINUED.

NUMBER AND TITLE.	By Whom Introduced.	Read First Time.....	Read Second Time and Referred to Committee..	Report of Committee....	Committee of the Whole Report or Considered Engrossed... ..	Subsidiary Motions . . .	Read Third Time, Sent to Council or Failed..	Action of Council... ..	Action by House or Council Amendments....	Signed by Speaker.....	Action of Governor.. ..
No. 172.—An Act Amending Section 47, and Section 48, of Chapter 15, Session Laws of 1897, Entitled, "An Act to Regulate Fees and Salaries of County Officers and for Other Purposes."	J. M. Hay.....	174	179	190	211	.....	.....	.....	.....	.....	.....
No. 173.—An Act for the Betterment of Public Roads..... ..	J. M. Holliday.... (by request.)	174	179	241	.....	.....	.....	.....	.....	.....	.....
No. 174.—An Act Fixing the Fees and Compensation of Clerks of the District Court and Providing for an Accounting and Providing Penalties for a Failure so to do..... ..	C. G. Jones.....	178	182	211	223	.....	237	.....	.....	.....	.....
No. 175.—An Act Authorizing Actions to be Brought to Test the Legality of Assessments, Equalizations, Levies and Collections of Taxes..... ..	C. G. Jones.....	178	183	219	229	.....	.....	.....	.....	.....	.....
No. 176.—An Act Amendatory of Section 1, Chapter 2, of the Session Laws of the Territory of Oklahoma, of 1897, Entitled "An Act to Amend Section 31, of Article 2, of Chapter 2, of the Statutes of Oklahoma, 1893, Entitled, 'An Act to Regulate and Restrain the Running at Large of Domestic Animals and to Provide for Fencing Against Them.' ".....	E. E. Hartshorn..	178	183	195	208	209	220	.....	.....	.....	.....

No. 177.—An Act to Restore Private Funds Used for the Public Good.....	J. M. Holliday....	178	173	219	246	.....	..	.....	.....	.....	.....
No. 178.—An Act to Provide for the Drainage of Swamp, Bottom, or Low Land and to Repeal Chapter 71 of the Statutes of 1893.....	V. A. Wood.....	182	186	195	208 226	.....	.....	.....	.....	.....	.....
No. 179.—An Act Authorizing Cities of the First Class to Extend or Build Laterals, Sewers and to Levy Special Assessments of Taxes to Pay for Same.....	C. G. Jones.....	182	186	196 219	305	.....	310	.....	.....	.....	.....
No. 180.—An Act Authorizing and Empowering School Districts in Oklahoma Territory to Create a Building Fund.....	Philip Koch.....	185	191	210	226	.....	236	323	...	323	.....
No. 181.—An Act Relating to Revenue.....	W. H. Merten.....	185	19	199	26	..	27	231	....	305	319
No. 182.—An Act Relating to Fire, Life, Accident and Guarantee Companies, and Amending Sections 27 and 30 of Article 1, of Chapter 44, Statutes of 1893, and Section 25, of Article 3, of the Statutes of 1893, and for Other Purposes.. ..	W. H. Merten.....	185	191	210	229	.....	243	318	319	323	....
No. 183.—An Act Making Every Railroad Company Organized or Doing Business in the Territory of Oklahoma Liable for all Damages done to any Employee Thereof, in Consequence of any Negligence or Mismanagement of the Agents or Engineers or Other Employees of such Railroad Company to any Person Sustaining such Damages.....	J. M. Holliday...	187	191	.....	.....	.....	....	.....	.....	.....	.....
No. 184.—An Act to Regulate the Sale of Adulterated Food.....	J. D. Combs.....	188	191	227	305						...
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No. 88.—An Act to Authorize the Board of Trustees of the Town of Chandler to Annually Levy and Collect a Tax not Exceeding Five Mills on the Dollar on all the Taxable Property of said Town, for the Purpose of Extending, Repairing, Maintaining, and Operating the Water Works of said Town.....	Mr. President ...	135	138	177	208 210		210			222	
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65	72	38	50	123	131	157	223	.	.	.	.	.	.	144	159	.	.	.	.	57	109	.	.	.	.	.	.
72	72	19	72	126	131	168	223	.	.	.	.	.	.	166	190	.	.	.	.	56	109	.	.	.	.	.	.
85	89	21	72	127	131	89	223	.	.	.	.	.	.	159	190	.	.	.	.	116	109	.	.	.	.	.	.
70	89	36	72	129	131	158	223	.	.	.	.	.	.	171	190	.	.	.	.	80	128	.	.	.	.	.	.
93	89	62	72	140	144	146	223	.	.	.	.	.	.	85	210	.	.	.	.	128	128	.	.	.	.	.	.
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58	144	67	91	34	158	.	.	.	.	.	.	.	.	203	227	.	.	.	.	179	219	.	.	.	.	.	.
150	158	69	91	18	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	179	219	.	.	.	.	.	.
148	158	75	91	121	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	195	235	.	.	.	.	.	.
139	158	78	91	129	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	197	235	.	.	.	.	.	.
126	158	77	91	134	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	205	235	.	.	.	.	.	.
161	177	78	91	153	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	206	235	.	.	.	.	.	.
181	199	81	91	163	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	139	255	.	.	.	.	.	.
200	223	82	91	165	169	.	.	.	.	.	.	.	.	.	.	.	.	.	.	196	255	.	.	.	.	.	.
201	223	90	91	179	196	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
202	223	92	91	24	196	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
193	223	94	91	145	201	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
.	.	91	114	177	211	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
.	.	95	114	175	219	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
.	.	21	114	190	219	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
.	.	66	114	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.

ENGROSSED BILLS

[illegible]

TERRITORY OF OKLAHOMA.

[illegible]

[illegible]

VOTE ON

No.	Ballard	Clark	Combs	Doyle	Duffy	Hadley	Hartshorn	Hay	Holliday	Jones	Koch	Malley	McElrath
1.	aye	aye	aye	aye	aye	aye	nay	nay	aye	aye	nay	aye	aye
3.	nay	aye	aye	aye	nay	nay	aye	aye	nay	aye	aye	aye	aye
4.	nay	aye	aye	aye	aye	aye	aye	nay	nay	aye	nay	aye	aye
6.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
7.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
8.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
10.	nay	aye	nay	aye	nay	aye	aye	aye	nay	aye	aye	nay	aye
11.	nay	aye	nay	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye
13.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
14.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
17.	aye	aye	nay	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye
20.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
24.	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye
25.	nay	aye	aye	aye	aye	aye	nay	nay	nay	nay	nay	nay	aye
26.	nay	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye
27.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
28.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
34.	aye	aye	nay	aye	nay	nay	aye	aye	aye	aye	aye	aye	aye
35.	nay	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye
41.	aye	nay	nay	nay	aye	aye	aye	nay	nay	nay	nay	aye	aye
43.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
47.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
48.	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye
49.	aye	aye	aye	aye	aye	nay	aye	aye	nay	aye	aye	aye	aye
52.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
54.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
55.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
56.	nay	aye	nay	nay	aye	nay	nay	aye	aye	nay	nay	nay	aye
58.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
59.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
60.	aye	aye	nay	aye	nay	nay	nay	nay	aye	aye	aye	nay	aye
64.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
65.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
66.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
68.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
69.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
71.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
72.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
73.	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
74.	nay	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye
75.	aye	aye	aye	aye	aye	aye	nay	nay	nay	nay	aye	aye	nay
77.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
78.	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	nay
79.	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye
84.	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye
92.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
93.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
94.	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye
97.	aye	aye	aye	aye	aye	aye	nay	aye	nay	aye	nay	aye	aye
100.	aye	aye	nay	aye	nay	nay	aye	aye	aye	aye	aye	aye	aye
104.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
105.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
115.	aye	aye	nay	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye
118.	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	nay	aye
119.	aye	aye	aye	aye	nay	nay	aye	aye	nay	aye	aye	aye	aye
122.	aye	aye	aye	aye	aye	aye	nay	nay	aye	aye	nay	nay	aye
124.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	nay	aye
126.	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye
128.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
131.	aye	aye	nay	aye	nay	nay	aye	aye	aye	aye	aye	aye	aye
133.	nay	nay	aye	aye	aye	nay	aye	aye	nay	aye	aye	aye	aye
134.	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye
135.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
137.	nay	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
139.	aye	aye	aye	aye	aye	nay	aye	aye	nay	aye	aye	aye	aye
144.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
151.	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye
152.	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
153.	nay	aye	aye	aye	aye	nay	aye	nay	aye	aye	aye	aye	aye
155.	nay	nay	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye

[illegible]

VOTE ON

NO.	Ballard	Clark	Combs	Doyle	Duffy	Hadley	Hartshorn	May	Holliday	Jones	Koch	Malley	McElrath
156			aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
157		aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
158	nay	aye	nay	aye		nay	nay	nay	aye	nay	nay	nay	nay
159	aye	aye	nay	aye	nay	nay	aye	nay	aye	nay	aye	nay	aye
161		aye	aye		nay	aye		aye	aye	aye	aye	aye	aye
163			aye		aye	aye	aye	aye		aye	aye	aye	
165	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
167		aye	aye	aye		nay	aye	aye		aye	aye	aye	aye
168	aye		aye		aye	aye	aye	nay	aye	aye	aye	aye	aye
171		nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
174	nay	nay	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
176	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
179			aye		aye			aye	aye	aye	aye	aye	
180	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
181	aye		aye			nay	aye	aye		aye	aye		aye
182	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
185	aye	aye			aye			nay	aye	aye	aye	aye	aye
186	aye	aye	aye	aye	aye	aye		aye	aye	aye	aye	aye	
188	aye	aye	aye	aye	aye	aye	nay	aye	aye	nay	nay	aye	nay
190	aye	aye		aye	nay	nay		aye	aye	aye	aye	aye	aye
192		aye		aye	nay	aye	aye	aye	aye	aye	aye	aye	aye
195					aye	aye		aye	aye	aye	aye	aye	aye
197		aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
193	aye					aye	aye	aye	aye	aye	aye	aye	aye
200	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
201	nay		aye	aye	aye	aye		aye	nay	aye	aye	aye	aye
203		nay	nay	aye	nay	aye	aye	nay	aye	aye	aye		aye
206					aye	aye	aye	aye	aye	aye	aye	aye	aye
207		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
208		nay	aye	nay	aye	aye	nay	nay	aye	nay	nay	aye	aye
210	aye	nay	aye	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye
211	nay	aye	nay	nay		nay		aye	aye	aye	aye	nay	aye
218			aye	aye	nay	nay	aye	aye	aye	aye	aye	aye	nay

VOTE ON

No.	Ballard	Clark	Combs	Doyle	Duffy	Hadley	Hartshorn	Hay	Holliday	Jones	Koch	Malley	McElrath
69			aye	nay	nay	aye		aye	nay	aye		nay	aye
70	aye		nay	aye	aye	nay	aye	aye	aye	aye		aye	aye
90	nay		aye	aye	aye	aye	aye	aye	aye	aye		aye	aye
16	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	
29				aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
47	nay	nay		nay	nay	nay	aye	aye	aye	aye	aye	aye	aye
62			aye		aye	aye	aye	aye	aye		aye	aye	aye
41	nay		nay	nay	aye	aye		aye	aye	aye	aye	aye	aye
92	nay		aye	nay	nay	aye	nay	nay	aye	aye	nay	aye	
215	aye		aye	aye		aye	aye	aye		aye	aye	aye	
36	aye		nay			aye		aye	aye	aye	aye	aye	aye
58	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
83	aye			aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
59	aye	aye	nay		nay	aye	aye	aye	aye	aye	aye	aye	aye
80	nay		aye	aye	aye	nay	aye	aye	nay	aye	nay	aye	
225			aye	aye				aye	aye	aye		aye	
15		aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	
156		aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye
193		aye				aye	aye	aye	aye	aye	aye	aye	aye
113	aye	aye		aye		aye	aye	aye	aye	aye	aye	aye	aye
118	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye
146	nay	nay		aye	aye	aye		aye	aye	aye	aye	aye	aye
26	aye	aye		aye	aye	nay			aye	aye		aye	aye
224	aye	aye	nay	aye			aye		aye	aye			aye
30	aye	aye	aye			aye	aye	aye	aye	aye	aye		aye
193	aye		aye		nay			aye	aye	aye			aye
165	aye		aye	nay	aye	aye	aye	aye	aye	aye			aye
44	aye	nay	aye	nay	nay	nay	aye	aye	aye	aye		nay	aye
81		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	nay	aye
78	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	
159	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	
89	nay		nay	nay	nay	nay	aye	nay	aye	aye	aye	aye	
99	aye	aye	nay	aye	aye	aye	aye	nay	nay	aye	aye	nay	aye
66	aye	aye			aye	aye	aye	aye	aye	aye	aye	aye	
63	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	
40	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	
34	nay		aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	
185	aye		aye		aye	aye	aye	aye	aye	aye	aye	aye	
98		aye	aye	aye	aye	aye	aye	nay	nay	aye	aye		
27	aye	nay	aye	aye	nay	nay	nay	aye	nay	aye	aye	nay	
142	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	
158	aye		aye		aye	aye	aye				aye	aye	
2	nay	aye	aye	aye	aye	nay	nay	aye	nay	aye	aye	aye	
215		aye	aye	aye	aye			aye	aye	aye	aye	aye	

[illegible]

INTRODUCTION OF BILLS AND ACTION THEREON.

AUTHOR AND TITLE	Action
BY MR. BALLARD. No. 16.—An Act Providing for the Location, Erection and Management of a Territorial Asylum for the Deaf, Dumb and Blind..... No. 17.—An Act Amendatory of Chapter 14, Statutes of Oklahoma, Entitled "Cities of the First Class."..... No. 18.—An Act Amendatory of Section 37, Article 1, Chapter 41, Laws of 1895, Entitled "Procedure—Criminal." No. 85.—An Act Amendatory of Chapter 70, Statutes of Oklahoma, Entitled, "Revenue" No. 140.—An Act Entitled, "An Act Legalizing all Sales Made by the Several County Treasurers of the Territory of Oklahoma, of Lots or Parcels of Land Sold for Delinquent Taxes in the Several County Seats and Townsites Established by Act of Congress."..... No. 162.—An Act Creating the City of Weatherford a City of the First Class.... No. 210.—An Act to Promote and Encourage the Industry of Cotton Manufactures in the Territory of Oklahoma.....	Died in House Committee. Rejected by Council. Tabled in House. Died in House Committee. Indefinitely Postponed in House. Referred to its Author. Became a Law.
BY MR. CLARK. No. 157.—An Act Amendatory of Section 110, of Article 8, of Chapter 67, of the Statutes of Oklahoma, 1893, Entitled, "Civil Procedure Before Justice," and Amendatory of Section 17, of Article 1, of Chapter 69, of the Statutes of 1893, Entitled, "Criminal Procedure Before Justice," and Repealing Chapter 19, of the Session Laws of 1895, Entitled, "Court—Justice."	Died on Council Calendar.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE	Action.
BY MR. COMBS.	
No. 120.—An Act Amendatory and Supplemental to An Act to Provide for a Public Weigher in each County in Oklahoma Territory, and Prescribing his Duties.....	Referred to its Author.
No. 124.—An Act Providing for the Taxation of Foreign Loan Companies and Individuals Doing Business in Oklahoma Territory.....	Rejected by Council.
No. 150.—An Act to Provide for Remitting Penalties on Delinquent Taxes Against Real Estate.....	Rejected by House.
No. 160.—An Act Prohibiting Usury and Prescribing Penalties Therefor.....	Referred to its Author.
No. 184.—An Act to Regulate the Sale of Adulterated Food.....	Died on House Calendar.
BY MR. DOYLE.	
No. 1.—An Act Providing for the Immediate Relief of the Taxpayers and Remitting Certain Taxes for the Year A. D., 1898.....	Rejected by Council.
No. 10.—An Act to Authorize City Councils of Cities of the First and Second Class to Contract for the Cultivating of Land, and the Buying, Planting and Cultivating of Trees, and Providing for the Payment Therefor.....	Vetoed.
No. 35.—An Act to Establish a Territorial Board of Embalming, to Provide for the Better Protection of Life and Health, to Prevent the Spread of Contagious Diseases, and to Regulate the Practice of Embalming and the Care and Disposition of the Dead.....	Died on Council Calendar.
No. 103.—An Act to Provide for Delegates to the Legislature from Indian Reservations.....	House indefinitely Postponed
No. 109.—An Act Concerning the Transmission and Delivery of Telegraphic Messages, Regulating the Charges Therefor, Between Points in this Territory, and Prescribing Penalties for Violation Thereof.....	Died in House Committee.
No. 134.—An Act to Secure Liens of Judgments of Probate and Justice Courts and Provide for their Enforcement.....	Died in Council Committee.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
By MR. DOYLE.—Continued.	
No 163.—An Act to Repeal Chapter 39, Session Laws of 1897, Entitled, "Public Building Fund."	Referred to its Author.
No. 204.—An Act Amendatory of Section 49, Chapter 15, of the Session Laws of the Territory of Oklahoma of 1897, Relating to "Fees and Salaries of County Officers."	Died in House Committee.
No. 205.—An Act to Amend Section 4, of Chapter 6, Article 5, of the Session Laws of 1897, Being An Act Relating to Cities of the First Class.....	Referred to its Author
No. 206.—An Act to Amend Section 15, Article 3, Chapter 14, of the Statutes of 1893, Entitled, "An Act Providing for the Incorporation and Government of Cities of the First Class."	Died in Governor's Hands.
No 212.—An Act to Regulate the Practice of Dentistry in Oklahoma Territory....	Died on House Sifting Calendar.
No. 213.—An Act Entitled, "An Act to Amend Section 1, of Article 10, of Chapter 71, of the Statutes of Oklahoma of 1893, Entitled, 'Schools' ".....	Died on House Sifting Calendar.
No. 214.—An Act Entitled, "An Act to Amend Section 11, of Article 1, of Chapter 53, of the Statutes of Oklahoma of 1893, Entitled, 'Normal Schools.' "....	Died on House Sifting Calendar.
No 217.—An Act in Reference to a Territorial Penitentiary, and Providing for the Location, Erection and Management Thereof.....	Died on House Calendar.
By MR. DUFFY.	
No. 32.—An Act to Provide for the Assessment of Notes and Mortgages	House Indefinitely Postponed.
No. 101.—An Act to Regulate the Rate of Interest in the Territory of Oklahoma and Provide Penalties for the Violation of the Same, and Repeal all Laws in Conflict Herewith.	Rejected by House .
No. 113.—An Act to Repeal Article 9, of Chapter 34, of the Session Laws of 1897, and Directing Certain Officers to take no Further Action upon any Instrument in Writing Executed Thereunder....	Rejected by the House.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. DUFFY.—Continued.	
No. 145.—An Act to Repeal Certain Acts of the Legislative Assembly of the Territory of Oklahoma and for Other Purposes.....	Referred to its Author.
No. 146.—An Act to Amend Article 28, Chapter 68, Laws of 1893.....	Rejected by the House.
No. 188.—An Act Concerning Physicians and Surgeons.....	Died in Council on Second Reading.
BY MR. HADLEY.	
No. 8.—An Act to Secure the Sale of Pure Oil, or Safe Coal Oil, Carbon Oil, Kerosene, Petroleum, Gasoline or any Other Product of Petroleum, used as Illuminating or Burning Fluid, and Providing Punishments for a Failure to Comply Therewith.	Died in Council Committee.
No. 19.—An Act to Provide for a Territorial Board of Directors and to Abolish the Territorial Board of Equalization....	Rejected by the House.
No. 28.—An Act Amendatory of Section 238, of Chapter 66, of the General Statutes of 1893, Relating to the Verdict of Juries.	Rejected by Council.
No. 29.—An Act Concerning the Transportation of Freight Over the Lines of Railroads in the Territory of Oklahoma.	Died in House Committee.
No. 53.—An Act Providing for the Assessment of Banks.....	Enacting Clause Stricken Out.
No. 70.—An Act Providing for the Appointment of a Territorial Board of Equalization and Railroad Assessors.....	Rejected by House.
No. 75.—An Act to Amend Section 3, of Chapter 18, Session Laws of 1897.....	Rejected by House
No. 96.—An Act Amendatory to and Supplemental of Chapter 17, Laws of 1897, Approved March 12, 1897.....	Referred to its Author.
No. 117.—An Act Amendatory of and Supplemental to Article 5, Chapter 73, Statutes of Oklahoma.....	Rejected by the House.
No. 141.—An Act Amendatory of and Supplementary to Article 9, Chapter 17, General Statutes of 1893, Repealing Sections 46, 47, and 48, of Article 9, Chapter 17, General Statutes of 1893	Rejected by the House.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. HADLEY.—Continued.	
No. 147.—An Act Regulating the Practice of Farming and Prescribing the Duties and Requirements Thereof.....	Died on House Calendar.
No. 155.—An Act Amending Sections 3 and 4, Chapter 18, Session Laws of 1897.....	Died in Council Committee.
BY MR. HARTSHORN.	
No. 69.—An Act Legalizing and Changing the Name of Mrs. Ella Lumpkins to Mrs. Ella Clarke.....	Passed but Failed to Reach the Governor.
No. 116.—An Act to Provide for Trial of all Cases Arising Under Town Ordinances by Town Justices of the Peace Without the Intervention of a Jury.....	Rejected by the House.
No. 135.—An Act Amendatory of Paragraph 63, and Repealing Paragraph 64, Article 1, Chapter 15, Being General Sections 701 and 702, Laws of 1893.....	Died on Council Calendar.
No. 168.—An Act to Create the County of McKinley out of Woods County, Providing for the Organization Thereof, Filling Vacancies in the Offices Created and Providing for the Distribution of Property and Indebtedness of Woods County, and Relating to the Taxes and Records Thereof, and Repealing all Acts and Parts of Acts in Conflict Herewith.....	Vetoed.
No. 176.—An Act Amendatory of Section 1, Chapter 2, of the Session Laws of the Territory of Oklahoma, of 1897, Entitled "An Act to Amend Section 31, of Article 2, of Chapter 2, of the Statutes of Oklahoma, 1893, Entitled, 'An Act to Regulate and Restrain the Running at Large of Domestic Animals and to Provide for Fencing Against Them.' ".....	Died in Council Committee.
No. 215.—An Act to Provide for the Determination of Cost and Payment Thereof, of the Northwestern Normal School of the Territory of Oklahoma at Alva in said Territory.....	Died in House Committee.
BY MR. HAY.	
No. 42.—An Act to Reduce the Testimony of Witnesses Before Grand Juries to Writing.....	Rejected by the House.
No. 45.—An Act Amending Sections 5, 6, and 7, Article 6, Chapter 12, of the Session Laws of 1897.....	Indefinitely Postponed.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
By MR. HAY.—Continued.	
No. 47.—An Act Amending Article 5, of Chapter 68, of the Statutes of Oklahoma Territory, Entitled "Preliminary Examinations."	Died in Council Committee.
No. 66.—An Act Empowering the Board of County Commissioners to Designate the County Depositories.....	Died on Council Calendar.
No. 97.—An Act Amending Sections 4, 11, 17, 27, 33, 38, 45, 47, and 48, of Chapter 15, of Session Laws of Oklahoma Territory, of 1897, Entitled "An Act to Regulate Fees and Salaries of County Offices and Other Purposes.".....	Rejected by the House.
No. 130.—An Act Authorizing the Town of Medford, Grant County, Oklahoma Territory, to Issue Bonds for Public Buildings.....	Referred to its Author.
No. 172.—An Act Amending Section 47, and Section 48, of Chapter 15, Session Laws of 1897, Entitled, "An Act to Regulate Fees and Salaries of County Officers and for Other Purposes"	Referred to its Author.
No. 216.—An Act Authorizing the County Commissioners of Grant County to call a Special Election.....	Died in House Committee.
By MR. HOLLIDAY.	
No. 9.—An Act to be Entitled An Act to Amend Section 5644, Laws of 1893, in Regard to the Lien of Taxes upon Real Estate.	Rejected by the House.
No. 37.—An Act to Repeal Section 35, of An Act Regulating the Jurisdiction and Procedure Before Justices of the Peace in Civil Cases, Being Section 85, of Article 8, Chapter 67, Statutes of 1893, and General Section 4723.....	Rejected by the House.
No. 38.—An Act to Amend An Act Regulating the Jurisdiction and Procedure Before Justices of the Peace in Civil Cases, Being Section 174, of Article 13, Chapter 67, of the Statutes of 1893, and General Section 4812 of Said Statutes. ...	Died in the House.
No. 39.—An Act to Amend the Township Road Law and for Other Purposes.....	Referred to its Author.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. HOLLIDAY.—Continued.	
No. 40.—An Act Against Bribery.....	Rejected by House.
No. 48.—An Act to Authorize the Board of County Commissioners of Dewey County to Appropriate Funds to Build a Bridge Over the South Canadian River at or near Taloga, the County Seat, and to Authorize the Collection of a Tax for the Same.....	Died on Council Calendar.
No. 50.—An Act to fix a Limit to the Taxing Power of Oklahoma Territory and for Other Purposes	Rejected by House.
No. 67.—An Act to Further Define and Limit the Duties and Powers of the Territorial Board of Equalization.....	Rejected by House.
No. 71.—An Act Making Appropriations for the Expenses for the Officers and Clerks of the Fifth Legislative Assembly.....	Vetoed
No. 76.—An Act to Repeal Section 49, Chapter 15, of the Session Laws of 1897...	Rejected by House.
No. 77.—An Act to Amend Section 4, Chapter 41, of the Session Laws of Oklahoma, 1895.....	Rejected by Council.
No. 78.—An Act to Repeal Section 45, Chapter 15, of the Session Laws of Oklahoma, 1897.....	Became a Law.
No. 87.—An Act to Repeal Sections 16, 17, 18 and 19, of Chapter 31, of the Session Laws of Oklahoma, 1897, Relating to Quarantine Regulations....	Died in House.
No. 89.—An Act in Regard to Stealing Saddles, Bridles and Harness.....	Died in House
No. 110.—An Act Requiring all Railroad Companies Operating in Oklahoma Territory to Fence the Right of Way, put in Cattle Guards and Provide Suitable Crossings ..	Rejected by House.
No. 123.—An Act to Repeal Section 874, of Article 18, of "An Act to Provide a Code of Civil Procedure for the Territory of Oklahoma," Being Chapter 66, and General Section 4553 of the General Statutes of the Territory of Oklahoma, A. D., 1893.	Rejected by House.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. HOLLIDAY—Continued.	
No. 137.—An Act to Provide Liens for Threshermen and Providing for the Enforcement of the Same.....	Died in Council Committee.
No. 142.—An Act to Amend Section 3, Article 5, Chapter 73, of the General Statutes of 1893.....	Rejected by House.
No. 149.—An Act to Make it a Penal Offense for any Person in this Territory to Unlawfully Sow, Scatter, or Place on Land, the Seed or Roots of Johnson Grass, or Sell or Give Away Hay, Straw, Oats or Grain Containing or Intermixed with the Seed or Roots of Johnson Grass.....	Referred to its Author.*
No. 173.—An Act for the Betterment of Public Roads.....	Died in House.
No. 177.—An Act to Restore Private Funds Used for the Public Good.....	Indefinitely Postponed.
No. 183.—An Act Making Every Railroad Company Organized or Doing Business in the Territory of Oklahoma Liable for all Damages done to any Employee Thereof, in Consequence of any Negligence or Mismanagement of the Agents or Engineers or Other Employees of such Railroad Company to any Person Sustaining such Damages.....	Died in House Committee.
No. 189.—An Act Defining the Furnishings and Openings of a Saloon.....	Died in House Committee.
No. 191.—An Act Amendatory of Sections 4, 19, 20 and 21, of Article 2, Chapter 70, Statutes of Oklahoma, 1893.....	Died in House Committee.
No. 209.—An Act to Amend Section 23, of Article 9, of Chapter 17, of the Statutes of Oklahoma of 1893.....	Died on House Calendar.
BY MR. JONES.	
No. 2.—An Act Providing the Method of Taking Depositions in Criminal Cases ...	House Indefinitely Postponed.
No. 3.—An Act Pertaining to Cities of the First Class	Vetoed.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
By MR. JONES.—Continued.	
No. 4.—An Act to Repeal An Act Entitled "An Act to Provide for the Public Inspector of Oils, of Burning Fluids, and Prescribing his Duties.".....	Died in Council Committee.
No. 5.—An Act Pertaining to the Rights of Creditors	Rejected by House
No. 6.—An Act Protecting Land Platted Into Residence Tracts and Additions to Townsites from Nuisances.....	House Rejected Council Substitute.
No. 7.—An Act Concerning Real Estate and Severing Property Therefrom.....	Rejected by Council.
No. 51.—An Act Providing for the Appointment of a Surveyor General for the Territory of Oklahoma, and for the Examination and Qualifications of Surveyors.....	Died in House Committee.
No. 52.—An Act to Amend Section 1, of Article 1, Chapter 33, of the Session Laws of Oklahoma, of 1897, Entitled "An Act to Amend Section 1, of Article 1, Chapter 72, Statutes of Oklahoma of 1893.".....	Rejected by Council.
No. 80.—An Act Authorizing Cities and Towns to Issue Bonds for the Construction of Sewers, Waterworks, Sanitary and Health Purposes, and the Improvement of Streets.....	Rejected by House.
No. 81.—An Act to Amend Article 1, of Chapter 43, of the Session Laws of Oklahoma, of 1895, Relating to Territorial Board of Equalization.....	Rejected by House.
No. 82.—An Act Repealing Article 25, Chapter 68, of the Statutes of 1893.....	Rejected by House.
No. 83.—An Act Providing a Method for the Leasing of School and Other Lands, Collecting the Rent Thereof, and for Other Purposes.....	Died in House Committee.
No. 84.—An Act to Amend Sections 5, 20 and 47, of Chapter 35, of the Session Laws of 1895, Relating to Militia.....	Died in Council Committee.
No. 98.—An Act to Reward the Arrest and Conviction of Stock Thieves and for Other Purposes.....	Died in House.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. JONES.—Continued.	
No. 99.—An Act to Authorize the Lexington and Purcell Bridge Company, to Construct and Maintain a Bridge Over that part of the South Canadian River in Oklahoma Territory near Lexington, Oklahoma Territory.. . . .	Rejected by House .
No. 107.—An Act Concerning Elections... .	Referred to its Author.
No 108.—An Act Providing for the Foreclosure of Mortgages on Real Estate and Prescribing the Order of Sale Where Parcels have been sold Subsequent to the Execution of the Mortgage.....	Rejected by House.
No. 121.—An Act Prescribing the Duties of County Surveyors.....	Rejected by House.
No 131.—An Act Providing for the Better Protection of Fixtures, Crops, Fruits and Timber on Real Estate.....	Died in Council Committee.
No. 132.—An Act Amending General Section 5987, of the Statutes of Oklahoma....	Referred to its Author.
No. 133.—An Act to Regulate the Practice of Barbering, Creating a Territorial Board of Examination and Inspection Commissioners, and Prescribing Penalties for Violation of this Act.....	Died in Council Sifting Committee.
No. 138.—An Act Relating to Peddlers and Fixing Licenses Therefor.....	Indefinitely Postponed.
No 139.—An Act to Provide for the Removal of Drift Wood or Other Substances from Streams and Water-Courses.....	Died in Council Committee.
No. 151.—An Act to Authorize Railroad Companies to Sell and Lease Their Railroad, Property and Franchises.....	Became a Law.
No. 153.—An Act for the Protection of Females.....	Died in Council Committee.
No. 158.—An Act to Prohibit Probate Judges from Practicing in their own Courts.....	Rejected by the House.
No. 159.—An Act Rendering Ineligible Territorial Officers from Being Members of any of the Boards Having in Charge the Government of the Territorial Educational Institutions.....	Died in Council Committee.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. JONES.—Continued.	
No. 174.—An Act Fixing the Fees and Compensation of Clerks of the District Court and Providing for an Accounting and Providing Penalties for a Failure so to do.....	Died in Council Committee.
No. 175.—An Act Authorizing Actions to be Brought to Test the Legality of Assessments, Equalizations, Levies and Collections of Taxes.....	Referred to its Author.
No. 179.—An Act Authorizing Cities of the First Class to Extend or Build Laterals, Sewers and to Levy Special Assessments of Taxes to Pay for Same.....	Died on Council Sifting Calendar.
No. 190.—An Act Concerning Lost Instruments.....	Died in Council Committee.
BY MR. KOCH.	
No. 20.—An Act to Provide for the Manner of Payment of School District and Township Indebtedness, and for Other Purposes.....	Vetoed.
No. 21.—An Act to Amend Section 1, of An Act Entitled "An Act to Amend Article 7, of Chapter 70, of the Statutes of Oklahoma, Relating to Territorial Board of Equalization," Approved March 8, 1895.....	Rejected by the House.
No. 33.—An Act to Amend Section 1, of Chapter 26, of the Session Laws of 1895, Entitled "An Act for the Protection of Game and Fish.".....	Indefinitely Postponed.
No. 36.—An Act Authorizing the Publication of the History, Development, Mineral and Agricultural Resources of the Territory of Oklahoma, and for the Translation of the Same into the French Language, and the Publication Therein, and for the Distribution of Said History at the Paris Exposition in 1900, Under the Care of an Appointed Commissioner to the French Capital at this Great Exposition.....	Rejected by the House.
No. 102.—An Act Pertaining to Mutual Insurance Companies.....	Referred to its Author.
No. 180.—An Act Authorizing and Empowering School Districts in Oklahoma Territory to Create a Building Fund.....	Died in Governor's Hands.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. MALLEY.	
No. 11.—An Act Relating to Assessors.....	Substitute by Council Bill No. 44.
No. 34.—An Act to Repeal Chapter 17, Session Laws of 1897, Being "An Act to Provide for the Insurance of School Houses and the Furniture and Fixtures Thereof.....	Became a Law.
No. 43.—An Act Amendatory of Chapter 26, of the Session Laws of 1895, Entitled "Game and Fish.".....	Became a Law.
No. 74.—An Act Fixing the Salaries of Territorial Officers, and Limiting Expenditures for Contingent Expenses, and Prohibiting the Issue of Warrants, or Other Indebtedness Therefor, and Providing a Penalty for the Violation Thereof, and Prohibiting the Territorial Auditor from Auditing Excessive Claims, and Providing a Penalty for the Same.....	Vetoed.
No. 114.—An Act Amendatory of General Section 5798, Section 22, of Article 3, Chapter 73, of the Laws of 1893, Entitled, "An Act for the Support and Regulation of Common Schools.".....	Rejected by the House.
No. 169.—An Act to appropriate money for the Improvement and Maintenance of the Agricultural and Normal University of the Territory of Oklahoma, for the Use and Benefit of the Colored People of said Territory.....	Died in House Committee.
No. 170.—An Act Apportioning the Fund Between the Agricultural and Mechanical College at Stillwater and the University at Langston.....	Died in House Committee.
BY MR. MCEL RATH.	
No. 27.—An Act Providing for Insurance of Growing Grain Against Loss or Damage by Hail.....	Became a Law.
No. 41.—An Act Defining the Rights of Women.....	Died on Council Calendar.
No. 49.—An Act Amendatory of Sections 5, and 14, of Chapter 8, of the Statutes of Oklahoma Territory, of 1893, Entitled "An Act Creating a Board of Health and Regulating the Practice of Medicine.".....	Rejected by Council.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE	Action
BY MR. McELRATH.—Continued.	
No. 61.—An Act Authorizing the Board of County Commissioners of Garfield County, to Adopt as a Basis for the Purpose of Fixing the Amount to be Paid to the County Officers of said County Whose Salaries are by Law Fixed upon the Population of said County as Returned by the Assessors for the Year 1898, the Number of Inhabitants as Shown by the Returns of the County Assessor for the Year 1899..	Rejected by House.
No. 100.—An Act to Provide for the Filling of Vacancies in the Legislative Assembly, Cause by Death, Resignation or Removal of Members Thereof.....	Indefinitely Postponed by Council.
No. 104.—An Act for the Protection of the Records of the Several Counties of the Territory of Oklahoma, and Regulating the Business of Abstaining in Relation Thereto.	Died on Council Calendar.
No. 143.—An Act to Amend Section 3, Article 9, Chapter 73, of the General Statutes of 1893.....	Rejected by House.
No. 187.—An Act to Amend Article 11, Chapter 32, of the Session Laws of Oklahoma, of 1897.....	Referred to Author
BY MR. MERTEN.	
No. 55.—An Act Requiring the City Clerks of Cities of the First Class to Keep a Journal and Record the Proceedings in the Council.....	Became a Law.
No. 56.—An Act Legalizing the Purchase of Real Property Heretofore Made by Cities of the First Class.....	Rejected by House.
No. 57.—An Act to Amend Section 2, Article 1, of Chapter 14, of the Laws of Oklahoma, 1893, Providing for the Purchase of Real Estate, Personal Property, and for Other Purposes	Indefinitely Postponed.
No. 90.—An Act to Amend Section 11, of Article 58, of Chapter 25, of the General Statutes of 1893, Relating to Removing and Disposing of Mortgaged Chattels.....	Rejected by Council.
No. 91.—An Act to Amend General Section 5644, Section 2, Article 10, of Chapter 90, of the Statutes of Oklahoma of 1893.....	Rejected by House.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. MERTEN.—Continued.	
No. 92.—An Act Concerning the Taxation of Property of Building and Loan Associations Doing Business in the Territory of Oklahoma.....	Became a Law.
No. 93.—An Act to Amend General Section 1745, of the Statutes of Oklahoma, Relating to Coroner's Inquests.....	Became a Law.
No. 94.—An Act to Amend Section 4, of Chapter 8, of the Session Laws of 1897....	Died in Council Committee.
No. 111.—An Act Providing for the Time and Manner of Meeting of the Board of County Commissioners, the Compensation of County Commissioners and Their Duties.....	Indefinitely Postponed.
No. 112.—An Act to Provide for a Territorial Geologist and to Establish a Department of Geology and Natural History in the Territory of Oklahoma.....	Indefinitely Postponed.
No. 126.—An Act to Require Bond Investment Companies, Doing Business with the Territory of Oklahoma, to Deposit Certain Sums of Money or Security with the Treasurer of the Territory of Oklahoma, and Providing Penalties for Failing to Comply with the Terms of this Law.....	Died in Governor's Hands.
No. 127.—An Act in Regard to Stationery and Other Supplies of Justices of the Peace.....	Indefinitely Postponed.
No. 128.—An Act Relating to the Limitation of Criminal Actions and Amending Section 19, Article 5, Chapter 68, of the Statutes of Oklahoma for 1893.....	Rejected by Council.
No. 171.—An Act Regulating the Term of Office of the County Superintendent of Public Instruction...	Became a Law.
No. 181.—An Act Relating to Revenue.....	Became a Law.
No. 182.—An Act Relating to Fire, Life, Accident and Guarantee Companies, and Amending Sections 27 and 30 of Article 1, of Chapter 44, Statutes of 1893, and Section 25, of Article 3, of the Statutes of 1893, and for Other Purposes	Died in Governor's Hands.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE	Action.
BY MR. MERTEN.—Continued.	
No. 195.—An Act to Legalize the Purchase of Real Estate Made by the City of Guthrie.....	Became a Law.
No. 197.—An Act Amendatory of Section 2, of Article 1, of Chapter 14, of the Statutes of 1893, Entitled, "Cities of the First Class."	Became a Law.
No. 203.—An Act Establishing an Experimental Station with the Agricultural and Normal University at Langston.....	Died on Council Calendar.
No. 207.—An Act Repealing Article 2, Chapter 26, Session Laws of Oklahoma Territory, of 1893.....	Died in Council on Second Reading.
No. 208.—An Act to Amend Section 19, Article 10, Chapter 70, Statutes of Oklahoma Territory, 1897, Entitled, "Revenue.".....	Rejected by House
BY MR. OLMSTED	
No. 30.—An Act to Provide for a Public School Land Commissioner in the Territory of Oklahoma, and Prescribing the Duties of such Office.....	Substituted in House.
No. 44.—An Act Relating to Money Derived from Certain Indemnity School Lands.....	Rejected by House.
No. 64.—An Act to Regulate the Fees of Jurors and Witnesses, and to Repeal Sections 47 and 48 of the Session Laws of Oklahoma Territory of 1897	Died in Council Committee.
No. 65.—An Act Creating the Oklahoma Territorial Board of Agriculture, Providing for the Management Thereof, and Making Appropriations Therefor.....	Died on Council Calendar.
No. 115.—An Act to Amend Section 15, of Chapter 73, Entitled, "District Officers," of the Statutes of 1893.....	Died in Council Committee
No. 167.—An Act Authorizing and Directing the Secretary of the Territory to Purchase Copies of a Book Entitled "Morgan's Digest of Oklahoma Statutes and Supreme Court Decisions," and Providing for the Payment for Same.....	Became a Law.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE	Action.
BY MR. OLMSTED.—Continued.	
No. 200.—An Act Providing for the Distribution of the Funds Arising from the Leasing of Lands Reserved for the University, Agricultural College and Normal School Purposes....	Became a Law.
No. 201.—An Act to Amend Article 11, of Chapter 22, of the Session Laws of Oklahoma, of 1897.....	Became a Law.
No. 202.—An Act Making Appropriations for Erecting, Maintaining and Supporting of the Educational Institutions of the Territory of Oklahoma for the Years 1899 and 1900, and for Expenses of the Various Boards of Regents of said Institutions for the Years 1899 and 1900.....	Died in House Committee.
BY MR. SPEAKER.	
No. 161.—An Act Relating to County Buildings.....	Died in Council Committee.
No. 164.—An Act to Require the Payment of Certain Premiums to the Fire Departments of Cities and Incorporated Villages by Fire Insurance Companies Doing Business in the Territory of Oklahoma.....	Died in House
No. 165.—An Act Providing for the Organization of Public Warehouses and to Regulate the Warehousing and Inspection of Grain in Public Warehouses, and Otherwise, in the Territory, and Providing for the Appointment of Grain Inspector.....	Became a Law.
BY MR. SCOTT.	
No. 26.—An Act to Regulate the Leasing and Management of the School Lands and Other Public Lands, of Oklahoma Territory....	Vetoed.
BY MR. SHERER.	
No. 122.—An Act Amendatory of Chapter 47, Statutes of 1893, Being An Act Entitled, "Liquors," and Amendatory of Chapter 22, Session Laws of 1897, Being An Act Entitled, "Liquor Traffic"....	Died in Council Committee.
No. 136.—An Act Authorizing the Town of Jefferson, Grant County, Oklahoma Territory, to Issue Bonds for Public Buildings.....	Referred to its Author.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. SHERER.—Continued.	
No. 152.—An Act Amendatory of Chapter 47, Statutes of Oklahoma, 1893.....	Died in Council Committee.
No. 156.—An Act Amendatory of Section 3, Chapter 27, Session Laws of 1897, and Providing for the Payment for Services of Secretary of Park Board and for Other Purposes.....	Became a Law.
BY MR. SMITH.	
No. 60.—An Act to Amend Section 1, Chapter 18, Session Laws of Oklahoma Territory, 1895.....	Died in the House.
No. 148.—An Act Exempting from Taxation the Property of Religious Societies.....	Rejected by House.
No. 186.—An Act Authorizing School District No. 42, Kay County, Oklahoma Territory, to hold a Special District Meeting for the Purpose of Relocating its School House Site.....	Died in Council Committee.
No. 194.—An Act Establishing a School of Mines.....	Died on House Calendar.
No. 196.—An Act to Regulate the Sale of Malt, Vinous and Spiritous Liquors in Cities, Towns and Villages Having a Population of less than One Thousand Inhabitants.....	Died on House Sifting Calendar.
BY MR. STEVENS.	
No. 54.—An Act Concerning Elections and Providing Penalties for the Violation Thereof.....	Became a Law.
No. 68.—An Act Providing for the Erection of a Monument to Perpetuate the Memory of Roy V. Cashton, and Making Appropriations Therefor.....	Became a Law.
No. 105.—An Act to Legalize and Cure Defective Acknowledgments of Instruments Affecting Real Property.....	Died in Council Committee.
No. 106.—An Act Amending Chapter 33, Section 8, Laws of 1897.....	Died on House Calendar.
No. 144.—An Act to Amend Sections 2 and 24, of Article 3, of Chapter 73, of the General Statutes of 1893, and Relating to the Duties of County Superintendents of Public Instruction.....	Died in Council Committee.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
By MR. STEVENS.—Continued.	
No. 166.—An Act Incorporating the Oklahoma Chautauqua Association of Kingfisher County, Oklahoma Territory.....	Died in Governor's Hands.
No. 199.—An Act Amendatory of Article 49, of Chapter 25, Laws of 1893.....	Died in House Committee.
No. 211.—An Act Providing for the Bonding of the Indebtedness of School Districts and of Townships.....	Died in Governor's Hands.
By MR. THOMAS.	
No. 62.—An Act to Amend Section 49, Chapter 15, Session Laws of 1897, and Repealing Section 45, of Said Chapter 15, Session Laws of 1897.....	Rejected by House.
No. 63.—An Act to Repeal Section 8, Article 1, Chapter 41, Session Laws of Oklahoma Territory of 1895.....	Rejected by House.
No. 198.—An Act to Amend Section 3, of Chapter 35, of the Session Laws of Oklahoma Territory of 1895, Entitled, "Militia."	Died on Council Calendar.
By MR. VANKIRK.	
No. 46.—An Act Relating to Roads and Highways, and Amending Section 19, Chapter 72, Laws of 1893.....	Died in House Committee.
By MR. WAILS.	
No. 12.—An Act to Amend An Act Relating to Probate Courts in Civil and Criminal Cases, and Prescribing the Qualification of Probate Judges... ..	Rejected by House.
No. 13.—An Act to Prevent the Spread of Hog Cholera and Other Contagious Diseases, and Prevent Traffic in Animals Dying from Infectious Diseases.....	Became a Law.
No. 14.—An Act to Amend An Act to Incorporate and Govern Insurance Companies Doing Business in Oklahoma Territory.	Died in Council Committee.
No. 15.—An Act to Amend An Act to Restrict and Regulate the Rate of Interest in the Territory of Oklahoma, to Provide Penalties for Violations Thereof, and to Repeal all Laws in Conflict Herewith.....	Indefinitely Postponed.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. WAILS.—Continued.	
No. 23.—An Act to Extend Equal Suffrage to all Citizens of the United States.....	Indefinitely Postponed.
No. 24.—An Act to Amend An Act Amending Section 5, Chapter 1, of the Statutes of Oklahoma, and Authorizing the Employment of a Territorial Veterinary Surgeon by the Board of Regents of the Agricultural and Mechanical College of Oklahoma, and Creating a Sanitary Commission and Prescribing the Duties Thereof, and Repealing Article 1, of Chapter 2, of the Statutes of Oklahoma..	Vetoed.
No. 25.—An Act to Provide for the Safe Deposit of County Funds.....	Rejected by House.
No. 31.—An Act to Provide for the Appointment of Railroad Commissioners and Defining Their Duties.....	Rejected by House.
No. 59.—An Act to Amend Section 1, Article 1, of Chapter 44, Statutes of Oklahoma, 1895, and Section 22, of Article 2, Chapter 72, of the Statutes of Oklahoma of 1893.....	Died in Council Committee.
No. 86.—An Act to Provide for the Registration of Graduates in Pharmacy....	Indefinitely Postponed.
No. 118.—An Act to Amend Section 7, Chapter 21, Session Laws of 1897, Pertaining to Clerks and Janitors.....	Rejected by Council.
No. 125.—An Act Appropriating \$1,260.00 to Indemnify J. T. May for Cattle Killed and Damaged by Dipping Them Under the Orders of the Quarantine Board of Oklahoma Territory.....	Died in House Committee.
BY MR. WILKINS.	
No. 58.—An Act to Amend Section 3 and Section 4, of Article 2, Chapter 70, Statutes of Oklahoma, 1893, Changing the Time of Listing Property.....	Became a Law.
No. 79.—An Act to Amend Section 47, of Chapter 15, Session Laws of 1897, Prescribing the Fees to be Paid to Witnesses.	Died in Conference Committee.
No. 129.—An Act Providing for the Payment of Certain Warrant Indebtedness by Counties, Cities, Towns, Villages and School Districts.....	Died in House Committee.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
BY MR. WILKINS—Continued.	
No. 154.—An Act to Create a Territorial Land Office and a Commissioner Thereof, and Providing for a Board of Land Commissioners and to Prescribe the Duties of Such Officers and to Provide for the Leasing and Management of all Lands Owned and Controlled by the Territory of Oklahoma, and for Other Purposes.....	Substituted in House.
BY MR. WILLIAMSON.	
No. 72.—An Act Amendatory of Sections 1, and 2, of Article 4, of Chapter 32, Session Laws of Oklahoma Territory, 1897, Entitled, "An Act Amendatory of Sections 2 and 3, of Article 3, Chapter 43, Session Laws of Oklahoma Territory, 1895."	Died in Governor's Hands.
No. 192.—An Act Relating to Banks and Banking, Providing for the Organization, Management, Control, Regulation, and Supervision of Banks, and Providing Penalties for Violations of the Provisions of this Act, and Repealing Chapter 4, of the Session Laws of 1897, of Oklahoma Territory... ..	Became a Law.
BY MR. WOOD.	
No. 22.—An Act Relating to Witness Fees...	Died in House.
No. 73.—An Act Amendatory of Section 2, Chapter 28, Laws of Oklahoma Territory, 1897, Regulating Pharmacy.....	Became a Law.
No. 88.—An Act to Provide for the Registration of Deaths in Oklahoma Territory, and Requiring Certificates of Death.....	Indefinitely Postponed.
No. 95.—An Act Amending Section 672, of the Code of Civil Procedure of Oklahoma Territory and Repealing Section 674, of said Code, Relating to Divorces. .	Enacting Clause Stricken Out.
No. 119.—An Act Providing for the Dissection of the Dead, for the Advancement of Medical and Anatomical Science, and Procuring Subjects Therefor.. ..	Became a Law.
No. 178.—An Act to Provide for the Drainage of Swamp, Bottom, or Low Land and to Repeal Chapter 71 of the Statutes of 1893.....	Rejected by House.

INTRODUCTION OF BILLS AND ACTION THEREON—CONTINUED.

AUTHOR AND TITLE.	Action.
By MR. WOOD.—Continued.	
No. 185.—An Act to Provide for the Maintenance and Annual Encampments of the Militia of the Territory of Oklahoma.	Became a Law.
No. 193.—An Act Amendatory of Article 11, Chapter 32, Session Laws of 1897, and Relating to Territorial Tax.....	Referred to its Author.
By COMMITTEE.	
No. 218.—An Act Making Appropriations for Current Expenses of the Territory of Oklahoma, for the Years 1899 and 1900, for Deficiency Appropriations for the Year 1898, and for Other and Miscellaneous Purposes.....	Became a Law.

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